CAPTION: Docket No. 2007-2041-AIR-E. Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of Rohm and Haas Texas Incorporated in Harris County; RN100223205; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Rebecca Johnson, Bryan Sinclair)

# EXECUTIVE SUMMARY - ENFORCEMENT MATTER

**DOCKET NO.:** 2007-2041-AIR-E **TCEQ ID:** RN100223205 **CASE NO.:** 35135

**RESPONDENT NAME:** Rohm and Haas Texas Incorporated

ORDER TYPE:		
X 1660 AGREED ORDER	FINDINGS AGREED ORDER	FINDINGS ORDER FOLLOWING SOAH HEARING
FINDINGS DEFAULT ORDER	_SHUTDOWN ORDER	IMMINENT AND SUBSTANTIAL ENDANGERMENT ORDER
AMENDED ORDER	EMERGENCY ORDER	
CASE TYPE:		
<u>X</u> AIR	MULTI-MEDIA (check all that apply)	INDUSTRIAL AND HAZARDOUS WASTE
PUBLIC WATER SUPPLY	PETROLEUM STORAGE TANKS	OCCUPATIONAL CERTIFICATION
WATER QUALITY	SEWAGE SLUDGE	UNDERGROUND INJECTION CONTROL
MUNICIPAL SOLID WASTE	RADIOACTIVE WASTE	DRY CLEANER REGISTRATION
TYPE OF OPERATION: Chemical manuful SMALL BUSINESS: Yes X I OTHER SIGNIFICANT MATTERS: The location, Docket No. 2008-0156-AIR-E.  INTERESTED PARTIES: No one other that		g enforcement action regarding this facility rest in this matter.
TCEQ Enforcement Coordinator Mr. Bryan Sinclair, Enforcement D Respondent: Mr. Clifford Walk, A 77536 Mr. Larry E. Schmid, Plant Manag	or: Ms. Melissa Keller, SEP Coordinator, Enforcemer: Ms. Rebecca Johnson, Enforcement Division, Enforcement Division, Enforcement Division, MC 219, (512) 239-2171  or Compliance Manager, Rohm and Haas Texas Incorporated, 1900 Tidal Sesented by counsel on this enforcement matter	orcement Team 5, MC R-12, (713) 422-8931; orporated, 1900 Tidal Road, Deer Park, Texas

**DOCKET NO.:** 2007-2041-AIR-E

VIOLATION INFORMATION	PENALTY CONSIDERATIONS	CORRECTIVE ACTIONS TAKEN/REQUIRED
Type of Investigation:Complaint	Total Assessed: \$81,400	Ordering Provisions:
Routine	Total Deferred: \$16,280	1) The Order will require the Respondent
Enforcement Follow-up	X_Expedited Settlement	to implement and complete a
X Records Review	_	Supplemental Environmental Project
Date(s) of Complaints Delating to this	Financial Inability to Pay	(SEP). (See SEP Attachment A).
Date(s) of Complaints Relating to this Case: None	SEP Conditional Offset: \$32,560	2) The Order will also require the
The state of the s		Respondent to:
Date of Investigation Relating to this Case: October 17, 2007	Total Paid to General Revenue: \$32,560	
Cusc. October 17, 2007	Site Compliance History Classification	a. Within 30 days after the effective date of this Agreed Order, submit an
Date of NOV/NOE Relating to this Case:	High X Average Poor	administratively complete permit
December 7, 2007 (NOE)		amendment application for the emissions
Background Facts: This was a routine	Person Compliance History Classification High X Average Poor	from EPNs N-12, N-13, N-14, and N-3;
records review.	Ingli _A Average 1001	b. Respond completely and adequately, as
	Major Source: X Yes No	determined by the TCEQ, to all requests
AIR		for information concerning the permit
1) Failure to comply with the 0.27 pounds	Applicable Penalty Policy: September 2002	application within 30 days after the date of
per hour ("lbs/hr") nitrogen oxides		such requests, or by any other deadline specified in writing; and
("NOx") emission limit for emission point		specified in writing, and
number ("EPN") N-12 [Air Permit No.	, .	c. Within 240 days after the effective date
723, Special Condition No. 1, 30 Tex. ADMIN. CODE § 116.115(c), and Tex.		of this Agreed Order, submit written
HEALTH & SAFETY CODE § 382.085(b)].	en a superior de la companya de la c	certification demonstrating compliance with the existing or amended permit limits
		for EPNs N-12, N-13, N-14, and N-3, or
2) Failure to comply with the 0.27 lbs/hr NOx emission limit for EPN N-13 [Air		that operation has ceased until such time
Permit No. 723, Special Condition No. 1,		that appropriate authorization is obtained.
30 Tex. Admin. Code § 116.115(c), and		d. The written certification required by
Tex. Health & Safety Code §		Ordering Provision 2.c. shall include
382.085(b)].		detailed supporting documentation
3) Failure to comply with the 1.19 lbs/hr		including receipts and/or other records to
NOx emission limit for EPN N-14 [Air	the second terms of the second	demonstrate compliance.
Permit No. 723, Special Condition No. 1,		the second of the second second second
30 Tex. Admin. Code § 116.115(c), and Tex. Health & Safety Code §		
382.085(b)].		
. , ,		
4) Failure to comply with the 0.47 lbs/hr NOx and 0.022 lbs/hr carbon monoxide		
("CO") emission limits for EPN N-3 [Air		
Permit No. 723, Special Condition No. 1,		
30 Тех. Admin. Code § 116.115(c), and		
Tex. Health & Safety Code § 382.085(b)].		•
J02.00J(U)].	·	

Additional ID No(s).: HG0632T

# Attachment A Docket Number: 2007-2041-AIR-E

### SUPPLEMENTAL ENVIRONMENTAL PROJECT

Respondent: Rohm and Haas Texas Incorporated

Payable Penalty Amount: Sixty-Five Thousand One Hundred Twenty Dollars (\$65,120)

SEP Amount: Thirty-Two Thousand Five Hundred Sixty Dollars (\$32,560)

Type of SEP: Pre-approved

Third-Party Recipient: Houston-Galveston AERCO's Clean Cities/Clean Vehicles

**Program** 

**Location of SEP:** Harris County

The Texas Commission on Environmental Quality ("TCEQ") agrees to offset a portion of the administrative Penalty Amount assessed in this Agreed Order for the Respondent to contribute to a Supplemental Environmental Project ("SEP"). The offset is equal to the SEP Amount set forth above and is conditioned upon completion of the project in accordance with the terms of this Attachment A.

### 1. Project Description

### A. Project

The Respondent will contribute to Houston-Galveston AERCO's Clean Cities/Clean Vehicles Program in Harris County. The contribution will be used in accordance with the *Supplemental Environmental Project Agreement between the Houston-Galveston AERCO and the Texas Commission on Environmental Quality*. SEP monies will be used to aid local school districts and area transit agencies in reaching local match requirements mandated by the Federal Highway Administration's ("FHWA") Congestion Mitigation/Air Quality funding program. SEP monies will be disbursed to school districts and transit agencies in need of funding assistance in the Houston-Galveston non-attainment area. Those SEP monies will be used exclusively by the school districts and transit agencies as supplements to meet the local match requirements of the EPA. SEP monies will be used to pay for the cost of replacing older diesel buses with alternative fueled or clean diesel buses. The old buses will be permanently retired and only sold for scrap. The schools and transit agencies will also use the SEP monies to retrofit more buses to reduce emissions. Houston-Galveston AERCO will send the TCEQ verification in the form of paid invoices and other documentation to show that the retrofits were completed. Retrofit technologies include particulate matter traps, diesel particulate matter filters, NOx reduction catalyst technology in combination with diesel particulate filters, and other emission control technologies that are developed and approved by EPA or the California Air Resources Board.

The Respondent certifies that there is no prior commitment to do this project and that it is being performed solely in an effort to settle this enforcement action.

### B. Environmental Benefit

This SEP will provide a discernible environmental benefit by reducing particulate emissions on buses by more than 90% below today's level and reducing hydrocarbons below measurement capability.

### C. Minimum Expenditure

The Respondent shall contribute at least the SEP Amount to the Third-Party Recipient and comply with all other provisions of this SEP.

### 2. Performance Schedule

Within 30 days after the effective date of this Agreed Order, the Respondent must contribute the SEP Amount to the Third-Party Recipient. The Respondent shall mail the contribution, with a copy of the Agreed Order, to:

Houston-Galveston Area Council Houston-Galveston AERCO P.O. Box 22777 Houston, Texas 77227-2777

### 3. Records and Reporting

Concurrent with the payment of the SEP Amount, the Respondent shall provide the TCEQ SEP Coordinator with a copy of the check and transmittal letter indicating full payment of the SEP Amount to the Third-Party Recipient. The Respondent shall mail a copy of the check and transmittal letter to:

Enforcement Division
Attention: SEP Coordinator, MC 219
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

Garage Colors Color States Color

## 4. Failure to Fully Perform

If the Respondent does not perform its obligations under this SEP in any way, including full payment of the SEP Amount and submittal of the required reporting described in Section 3 above, the Executive Director may require immediate payment of all or part of the SEP Amount.

the property of the property of a second of the contract of the property of

The check for any amount due shall be made out to "Texas Commission on Environmental Quality" and mailed to:

Texas Commission on Environmental Quality Financial Administration Division, Revenues Attention: Cashier, MC 214 P.O. Box 13088 Austin, Texas 78711-3088 Rohm and Haas Texas Incorporated Agreed Order – Attachment A

The Respondent shall also mail a copy of the check to the TCEQ SEP Coordinator at the address in Section 3 above.

### 5. Publicity

Any public statements concerning this SEP made by or on behalf of the Respondent must include a clear statement that the project was performed as part of the settlement of an enforcement action brought by the TCEQ. Such statements include advertising, public relations, and press releases.

### 6. Clean Texas Program

The Respondent shall not include this SEP in any application made to TCEQ under the "Clean Texas" (or any successor) program(s). Similarly, the Respondent may not seek recognition for this contribution in any other state or federal regulatory program.

### 7. Other SEPs by TCEQ or Other Agencies

The SEP identified in this Agreed Order has not been, and shall not be, included as an SEP for the Respondent under any other Agreed Order negotiated with the TCEQ or any other agency of the state or federal government.

and the second of the second o

andre de la companya La companya de la co

# Attachment A Docket Number: 2007-2041-AIR-E

### SUPPLEMENTAL ENVIRONMENTAL PROJECT

Respondent: Rohm and Haas Texas Incorporated

Payable Penalty Amount: Sixty-Five Thousand One Hundred Twenty Dollars (\$65,120)

SEP Amount: Thirty-Two Thousand Five Hundred Sixty Dollars (\$32,560)

Type of SEP: Pre-approved

Third-Party Recipient: Houston-Galveston AERCO's Clean Cities/Clean Vehicles

Program

**Location of SEP:** Harris County

The Texas Commission on Environmental Quality ("TCEQ") agrees to offset a portion of the administrative Penalty Amount assessed in this Agreed Order for the Respondent to contribute to a Supplemental Environmental Project ("SEP"). The offset is equal to the SEP Amount set forth above and is conditioned upon completion of the project in accordance with the terms of this Attachment A.

### 1. Project Description

### A. Project

The Respondent will contribute to Houston-Galveston AERCO's Clean Cities/Clean Vehicles Program in Harris County. The contribution will be used in accordance with the *Supplemental Environmental Project Agreement between the Houston-Galveston AERCO and the Texas Commission on Environmental Quality*. SEP monies will be used to aid local school districts and area transit agencies in reaching local match requirements mandated by the Federal Highway Administration's ("FHWA") Congestion Mitigation/Air Quality funding program. SEP monies will be disbursed to school districts and transit agencies in need of funding assistance in the Houston-Galveston non-attainment area. Those SEP monies will be used exclusively by the school districts and transit agencies as supplements to meet the local match requirements of the EPA. SEP monies will be used to pay for the cost of replacing older diesel buses with alternative fueled or clean diesel buses. The old buses will be permanently retired and only sold for scrap. The schools and transit agencies will also use the SEP monies to retrofit more buses to reduce emissions. Houston-Galveston AERCO will send the TCEQ verification in the form of paid invoices and other documentation to show that the retrofits were completed. Retrofit technologies include particulate matter traps, diesel particulate matter filters, NOx reduction catalyst technology in combination with diesel particulate filters, and other emission control technologies that are developed and approved by EPA or the California Air Resources Board.

The Respondent certifies that there is no prior commitment to do this project and that it is being performed solely in an effort to settle this enforcement action.

#### В. **Environmental Benefit**

This SEP will provide a discernible environmental benefit by reducing particulate emissions on buses by more than 90% below today's level and reducing hydrocarbons below measurement capability.

er i krant gjent er kritisk gjent kritisk og fra kritisk gjent i djeg i i kritisk gjent i djeg i i kritisk fra

#### Minimum Expenditure C.

The Respondent shall contribute at least the SEP Amount to the Third-Party Recipient and comply with all other provisions of this SEP.

#### 2. Performance Schedule

Within 30 days after the effective date of this Agreed Order, the Respondent must contribute the SEP Amount to the Third-Party Recipient. The Respondent shall mail the contribution, with a copy of the Agreed Order, to: and the control of the community of the first the graph that the first in the first and the first in the control of the contro

Houston-Galveston Area Council Houston-Galveston AERCO P.O. Box 22777 Houston, Texas 77227-2777

#### 3. **Records and Reporting**

Concurrent with the payment of the SEP Amount, the Respondent shall provide the TCEO SEP Coordinator with a copy of the check and transmittal letter indicating full payment of the SEP Amount to the Third-Party Recipient. The Respondent shall mail a copy of the check and transmittal letter to:

and the state of t

**Enforcement Division** Attention: SEP Coordinator, MC 219 Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087 River programme and institute the second contraction

# Failure to Fully Perform to the control of the cont 4.

If the Respondent does not perform its obligations under this SEP in any way, including full payment of the SEP Amount and submittal of the required reporting described in Section 3 above, the Executive Director may require immediate payment of all or part of the SEP Amount.

The check for any amount due shall be made out to "Texas Commission on Environmental Quality" and mailed The state of the second of the second to:

> Texas Commission on Environmental Quality Financial Administration Division, Revenues Attention: Cashier, MC 214 P.O. Box 13088 Austin, Texas 78711-3088

Rohm and Haas Texas Incorporated Agreed Order – Attachment A

The Respondent shall also mail a copy of the check to the TCEQ SEP Coordinator at the address in Section 3 above.

### 5. Publicity

Any public statements concerning this SEP made by or on behalf of the Respondent must include a clear statement that the project was performed as part of the settlement of an enforcement action brought by the TCEQ. Such statements include advertising, public relations, and press releases.

### 6. Clean Texas Program

The Respondent shall not include this SEP in any application made to TCEQ under the "Clean Texas" (or any successor) program(s). Similarly, the Respondent may not seek recognition for this contribution in any other state or federal regulatory program.

### 7. Other SEPs by TCEQ or Other Agencies

The SEP identified in this Agreed Order has not been, and shall not be, included as an SEP for the Respondent under any other Agreed Order negotiated with the TCEQ or any other agency of the state or federal government.

•

en de la composition La composition de la La composition de la

en de la companya de la co

		nalty (	Calculation	on Works	sheet (P	•	November 6, 2007
Policy Revision 2 (Sept	tember 2002)					FOW REVISION	Vovember 0, 2007
DATES Assigned PCW		Screenin	g 20-Dec-2007	Z EPA Due	2-Sep-2008		
	INFORMATION.						
RESPONDENT/FACILITY Respondent	Rohm and Haas	Texas Inc	corporated				
Reg. Ent. Ref. No.		TOXOG III	or portated			· ····································	
Facility/Site Region	12-Houston			Major/	Minor Source	Major	
CASE INFORMATION	<del></del>			ega di interesso successos	<del></del>		
Enf./Case ID No.	35135			No.	of Violations	4	
	2007-2041-AIR-E	:			Order Type		
Media Program(s)	Air			_  Enf		Rebecca Johnson Enforcement Team 5	
Multi-Media Admin. Penalty \$ I	imit Minimum	\$0	Maximum	\$10,000	CS realii	Emorcement ream 5	
Autilia Telialty Wil		Ψ0		Ψ.ο,οοο			
		Pena	alty Calcul	ation Sec	tion		
TOTAL BASE PENAL	TV (Sum of v					Subtotal 1	\$20,000
TOTAL DAGE I FINAL	in (Sum of V	Olation	base penait	103)		Cubician .	, , , , , , , , , , , , , , , , , , , ,
ADJUSTMENTS (+/-)				Value and a second			
Subtotals 2-7 are obtain		Total Base F		by the indicated per <b>6</b> Enhancement		otals 2, 3, & 7	\$61,400
Compliance histo	Penalty enhance	omont du				Juli 2, 3, G /	ψο,,.σο
			ations, 14 unrela				
N1-4	effluent discharg						
Notes	one court order						
	denial of liab	ility. Pena	alty reduction du	e to four Notice	es of Intent		
			submitted.	<u> </u>	· · · .		
Culpability	No		0,0	6 Enhancement		Subtotal 4	\$0
		enondent	does not meet t	Tarificania de la constitución d	iteria		
Notes	The res	spondent		ne carpability of	nona.		
Good Faith Effor	t to Comply		09	% Reduction		Subtotal 5	\$0
	Before NOV	NOV to EDF	PRP/Settlement Offe	er			
Extraordinary			<del></del>				
Ordinary N/A	X (1	mark with x)					
- A	<del></del>	<del></del>	does not meet t	he good faith o	iteria		
Notes	The Res		does not meet t	The good later of	ilciia.	ı.	
La se se estado de al se a como es			0'	<b>%</b> Enhancement*		Subtotal 6	\$0
	Total EB Amounts	\$1,450		ed at the Total EB	\$ Amount	edis (* sin iskuset in 1. dans	
Approx.	Cost of Compliance	\$10,000					
SUM OF SUBTOTAL	S 1-7					inal Subtotal	\$81,400
						fagt wat it is a software of	
OTHER FACTORS A	S JUSTICE MA	AY REQ	UIRE	0%		Adjustment	\$0
Reduces or enhances the Final S	Subtotal by the indicate	d percentag	je.			1	
Notes							
				· · · · · · · · · · · · · · · · · · ·	Final Pe	nalty Amount	\$81,400
STATUTORY LIMIT A	ADJUSTMENT				Final Asse	essed Penalty	\$81,400
				442	T 1250	** <b></b>	¢46 300
<b>DEFERRAL</b> Reduces the Final Assessed Per	ralty by the indicted so	rcentage /	Enter number only	20%		Adjustment	-\$16,280
Notes		vererral of	fered for expedi	ıea settlement.		]	
					satur i fransi ki kare wa	detro in order School Di	A =
PAYABLE PENALTY							\$65,120

Screening Date 20-Dec-2007

Docket No. 2007-2041-AIR-E

Respondent Rohm and Haas Texas Incorporated Case ID No. 35135

Policy Revision 2 (September 2002) PCW Revision November 6, 2007

Reg. Ent. Reference No. RN100223205

Media [Statute] Air

Enf. Coordinator Rebecca Johnson

**Compliance History Worksheet** 

Component	Number of	nter Number Here	Adjust
NOVs	Written NOVs with same or similar violations as those in the current enforcement action (number of NOVs meeting criteria)	20	100%
	Other written NOVs		66%
	Any agreed final enforcement orders containing a denial of liability (number of orders meeting criteria)	gasjoit <b>y</b> jarii. Tau riigantaus	80%
Orders	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	.0	0%
Judgments	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (number of judgements or consent decrees meeting criteria)	1997 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	30%
and Consent Decrees	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government		35%
Convictions	Any criminal convictions of this state or the federal government (number of counts)	0	0%
Emissions	Chronic excessive emissions events (number of events)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were submitted)		-4%
, tadio	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which violations were disclosed)	. O	0%
	Pleas	se Enter Yes or No	
	Environmental management systems in place for one year or more	No	0%
Other	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	Lead September 1	0%
201	Deuticination in a valuation modulation reduction programs	NI-	00/

The same	Environmental management systems in place for one year or more	No	0%
Other	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No No	0%
Cuici	Participation in a voluntary pollution reduction program	No	0%
1.	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%

Adjustment Percentage (Subtotal 2) 307%

ji galari xorrangayiyla i galariya xorl

>>	Re	pea	t Vi	iola	itor	(Suk	tota	13)

Nö

Adjustment Percentage (Subtotal 3)

PARTIE OF STATE STATES OF THE STATES OF THE STATES

0%

### >> Compliance History Person Classification (Subtotal 7)

Average Performer

Adjustment Percentage (Subtotal 7)

### >> Compliance History Summary

Compliance History Notes

Penalty enhancement due to 20 Notices of Violations ("NOVs") issued for same or similar violations, 14 unrelated NOVs, 19 self-reported effluent discharge violations, four agreed orders with a denial of liability, one court order with a denial of liability, and one federal order without a denial of liability. Penalty reduction due to four Notices of Intent submitted.

Total Adjustment Percentage (Subtotals 2, 3, & 7)

Screening Date	20-Dec-2007	Docket No. 2007-204	41-AIR-E	PCW
Respondent	Rohm and Haas Texas Incorporate	d	Policy Revis	ion 2 (September 2002)
Case ID No.			PCW Rev	rision November 6, 2007
Reg. Ent. Reference No.				(V), illimate/avi
Media [Statute]				
Enf. Coordinator	garantee and the same and the s			
Violation Number	<u> </u>			-
Rule Cite(s)		ition No. 1, 30 Tex. Admin. C & Safety Code § 382.085(b		the and the minimization of Web many
Violation Description	Failed to comply with the 0.27 p emission limit for emission po November 7, 2006 stack test the	int number ("EPN") N-12. S	pecifically, during a	In the control of the
			Base Penalty	\$10,000
>> Environmental, Property a	and Human Health Matrix			1881—data e Odfese
	Harm		and the second of the second second	With a refer many to the contract of the contr
Release OR Actual				State and Afficiant Afficiants
Potential		Percent	25%	Later Application
			in the second se	OV. A Tube was to
>>Programmatic Matrix		Kundan Basasan Palana		had offerences
Falsification	Major Moderate Min		00/3	he dit autonocode
		Percent	0%	Transfer (Addition
Matrix total of 6	sequently reviewed showed emission i,082 hours since the November 7, 2 at being exposed to approximately 60 the v	006 stack test resulting in hu	uman health and the emissions as a result of	
auto, je se jest i vi Nobel Sijalite. Si java er historia se paro u ture bistoria sa u Patulito (k. 1999).	entral de la company de la La company de la company de	i - All Alla Alla Alla Alla Alla Alla All		\$2,500
				\$2,300
Violation Events		e inter a service de la companya de	economic de la companya de la compa	O CONTRACTOR OF THE CONTRACTOR
		[		looween.look
Number of Vi	olation Events 2	254 Number	of violation days	Will describe
	daily			According
	monthly			and the state of t
mark only one	quarterly		Violation Base Penalty	\$5,000
with an x	semiannual			
	annual x single event			
4	Single event			
Two annual	events are recommended based on 7, 2006 stack test date to the D			
Economic Benefit (EB) for th	ils violation	Statuto	ory Limit Test	
Estimate	d EB Amount	Viola	tion Final Penalty Total	\$20,350
	<b>b</b> <sub>2</sub>	***************************************		<b>P20.350</b>
	Inis viol	ation Final Assessed Pena	nty (adjusted for limits)	\$20,350

	esto face 🏻	conomic	Benetit W	orks	sheet	white Printers you	
무사님(문제약성) 세기에 다 살림병 중인 그 있다.		s Texas Incorporat	ed			14 14 4	
Case ID No.	35135				173	44 Thomas	
Reg, Ent. Reference No.	RN100223205				**		40.0
Media						Carlon Area (Co. Robert	Years of
Violation No.						Percent Interest	Depreciation
Violation (to.	 			5-11 pp.	24/40/2012/06/2018	(- )	- 14
				200		1 5.0	1:
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$	20 1, 30 Levi A	additional bidge		MA Bonda ave.	(a) who can differ the	
		11 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	8 - 1 The second				
Delayed Costs	i filologica (surferonia)	dele semble in a semilar	in this		evisur Nigeri (Special)		
Equipment				0.0	\$0	\$0	\$0
Buildings		Ladie Lander	and the second second	0.0	\$0	\$0	\$0
Other (as needed)	\$10,000	7-Nov-2006	2-Dec-2008	2.1	\$69	\$1,381	\$1,450
Engineering/construction			7   1547/144 	0.0	\$0	3 - 40 (4 - 1 <b>\$0</b> - 2 14 14 14 1	\$0
Land	F. 1911	1 (1		0.0	\$0.10	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling	to a toright a species			0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0 \$0	n/a n/a	\$0 \$0
Other (as needed)		ll		1 0.0	1 90	i iva	Ψ0
				or the add		from the heaters or	demonstrate
Notes for DELAYED costs	Il compliance wit	h the existing pern	nit limits. Date rec	uirediba	sed on the date of	the non-compliant s	tack test. Fina
Notes for DELAYED costs	compliance wit	h the existing pern			sed on the date of ed compliance dat	f the non-compliant s e.	tack test. Fina
va ilisistepeeta estada ise da esta esta esta esta esta esta esta est			date based on the	e project	ed compliance dat	e.	
Avoided Costs			date based on the	entering	ed compliance dat Item (except for	e. one-time avoided c	osts)
Avoided Costs			date based on the	entering	ed compliance dat  Item (except for  \$0	er one-time avoided c	osts) \$0
Avoided Costs  Disposal  Personnel			date based on the	e projecto entering 0.0 0.0	ed compliance dat  item (except for \$0 \$0	one-time avoided c	osts) 65 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling			date based on the	entering 0.0 0.0 0.0	ed compliance dat  item (except for \$0 \$0 \$0	one-time avoided c	osts)
Avoided Gosts Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment			date based on the	entering 0.0 0.0 0.0 0.0	ed compliance data	one-time avoided c	so \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling			date based on the	entering 0.0 0.0 0.0	ed compliance dat  item (except for \$0 \$0 \$0	one-time avoided c	osts)
Avoided Costs  Disposal  Personnel  Inspection/Reporting/Sampling  Suppiles/equipment  Financial Assurance [2]			date based on the	entering 0.0 0.0 0.0 0.0 0.0 0.0	ed compliance dat  item (except for \$0, \$0, \$0, \$0, \$0, \$0, \$0, \$0, \$0, \$0,	one-time avoided c	so \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	ANN	UALIZE [1] avoid	date based on the	entering  0.0  0.0  0.0  0.0  0.0  0.0  0.0  0	ed compliance dat  item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided c	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Gosts Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	ANN	UALIZE [1] avoid	date based on the	entering 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0	ed compliance dat  item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided c	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	ANN STREET	UALIZE [1] avoid	date based on the	project entering 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0	ed compliance dat  item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided c	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Gosts Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	ANN STREET	UALIZE [1] avoid	date based on the	project entering 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0	ed compliance dat  item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided c	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Gosts Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	ANN STREET	UALIZE [1] avoid	date based on the	project entering 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0	ed compliance dat  item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided c	osts) (65) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Gosts Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	ANN STREET	UALIZE [1] avoid	date based on the	project entering 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0	ed compliance dat  item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided c	osts)

Scree	ning Date	20-Dec-2007		Docket No. 20	007-2041-AIR-E	***************************************	PCW
Re	spondent	Rohm and Haas Te	xas Incorporated			Policy Re	vision 2 (September 2002)
Ca	ase ID No.	35135				. PCW R	evision November 6, 2007
Reg. Ent. Refe	rence No.	RN100223205					
Media	a [Statute]	Air					
Enf. Co	ordinator	Rebecca Johnson					
Violat	ion Number	2					
	Rule Cite(s)	Air Permit No. 72	3, Special Condition Tex. Health & S	No. 1, 30 Tex. Ad Safety Code § 382.		15(c), and	
Violation	Description		with the 0.27 lbs/hr er 7, 2006 stack tes				
					В	ase Penalty	\$10,000
>> Environmental,	Property a  Release  Actual	Hajor Mod	arm Ierate Minor				
	Potential		×	Pe	ercent 25%	<u>(</u> 0]	•
>>Drogrammatic M	atrix	era dia divina di bina divisiti	Shawa dhaideathaist	eranterata dicallei			1
>>Programmatic M	Falsification	Major Mod	lerate Minor				
	asincation	IVIAJOI IVIOC	Terate Willion	¬ Pe	ercent 0%	0	,
		<u>L</u>	l	I			
Matrix	total of 4	sequently reviewed ,807 hours since the being exposed to ap	November 7, 2006	stack test resulting of unauthorized Non.	g in human health a	and the result of the	
				Adjı	ustment	\$7,500	
						Γ	\$2,500
Violation Events							ΨΣ,000
	lumber of Vic	olation Events	2	201 Nu	umber of violation o	days	
	-	daily monthly					
	mark only one with an x	quarterly semiannual annual single event	x		Violation B	ase Penalty	\$5,000
	Two annual e	events are recomme 2006 stack te	nded based on the e st date to the Decem			lovember 7,	
Economic Benefit (	(EB) for th	is violation		S	tatutory Limit T	est	The Second Control of the Control of
SCOSCOCIO CON CONTRA DE CONTRA DE LA MARCA LA MINE DE MINACIONA DE CONTRA DE		d EB Amount	e de la composition de la composition La composition de la	0	Violation Final P	*	\$20,350
	=simate(	I EB AIIIVUIIL	Ψ	<b>~</b>	Violation Final F	charty rotal	Ψ20,000
			This violation	on Final Assessed	d Penalty (adjuste	d for limits)	\$20,350

The state of the s	E avigo a	conomic E	Benefit W	orks/	heet	98 (S\$4 Q. H. 198)	operation and the second
Responden	t Rohm and Haa	s Texas Incorporate	od a same			÷ 1	
Case ID No						4 4 4 4 4	
Reg. Ent. Reference No	RN100223205						
Medi Violation No	a Air					Percent Interest	Years of Depreciation
Violation inc	<b>,                                    </b>					5.0	15
	THE SPACE THE		Louis Salver	2011	and the second s	**************************************	· · · · · · · · · · · · · · · · · · ·
Item Descriptio	Item Cost n No commas or \$		Final Date		Interest Saved	Onetime Costs	EB Amount
		Contractor of recognision contractors from the New York of the Contractors	e a care such a a contraction of the con-	in a second		3	
Delayed Cost	S Comment of Landing	<del>  -                                   </del>		0.0 ا	\$0	I \$0 I	\$0
Equipment Buildings	- Alt Louis Bushington		A CONTRACTOR OF THE PARTY OF TH	0.0	\$0 \$0	\$0 \$0	\$0 \$0
Other (as needed)	Company of the compan	<u> </u>	A THE RESERVE	0.0	\$0 \$0	\$0 \$0	\$0 \$0
Engineering/construction			<del></del>	0.0	\$0	\$0 \$0	\$0 \$0
Engineering/construction				0.0	\$0	n/a	\$0
Record Keeping System	<u> </u>		<del>- 11 - 11 - 12 - 14 - 14 - 14 - 14 - 14 </del>	0.0	\$0	n/a	\$0
Training/Sampling		Anti-constructed and the Land Construction of the Construction of		0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)		S. Silvania de Marca de Marca de Caracteria		0.0	\$0	n/a	\$0
Notes for DELAYED costs		از در این	, B. A. A. A. Ph. Lands, 1900. Lands physical lands by Lands	police de la company	included in Violat	ALCON .	-2-42N
Avoided Cost	s ANN	UALIZE [1] avoide	a costs before e	o.o ⊓	\$0,	one-time avoided c I \$0 I	\$0
Personnel	The second second			0.0	\$0, \$0	\$0	\$0 \$0
Inspection/Reporting/Sampling				0.0	\$0	\$0	\$0
Supplies/equipment			The state of the s	0.0	\$0	\$0	\$0
				0.0	\$0	\$0	\$0
Financial Assurance [2]							
Financial Assurance [2] ONE-TIME avoided costs [3]			1 - 12 - 13 1	0.0	\$0	\$0	
Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)		Total N. Constant		0,0	\$0 \$0	\$0 \$0	\$0 \$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0

PCV	<b>lo.</b> 2007-2041-AIR-E	Docke	07	20-Dec-200	ening Date	Scre	
rision 2 (September 20	Policy Revision	orporated	Haas Texas Inc	Rohm and H	Respondent	R	
evision November 6, 2	PCW Revi			35135	Case ID No.	C	
			3205	RN1002232	ference No.	Ent. Ref	Reg.
				Air	lia [Statute]	Med	_
			lohnson	Rebecca Jo	Coordinator	Enf. C	
				3	ation Number	Viola	
	ex. Admin. Code § 116.115(c), and § 382.085(b)	cial Condition No. 1, 3 x. Health & Safety Co		Air Permi	Rule Cite(s)		
	on limit for EPN N-14. Specifically, nissions from EPN N-14 were 1.54				n Description	Violation	
\$10,0	Base Penalty						
		trix	an Health Ma	nd Humai	, Property a	nmental	Enviro
		Minor	Harm	Majar	Dalagas		
		Minor	Moderate	Major	Release Actual		R
	Percent 25%	X			Potential		
				L	, otomiai		
					Matrix	mmatic I	rogra
		Minor	Moderate	Major	Falsification		
	Percent 0%						
	esulting in human health and the orized NOx emissions as a result of					Matrix Notes	
	Adjustment \$7,500	Land Company Rest States 1					
\$2,5							
		stabil managid HPBISS 2				Events	ation
	Number of violation days	3	nts 2	lation Event	Number of Vio		
\$5,0	Violation Base Penalty			daily monthly quarterly	mark only one		
	Total Control		Season and the season	semiannua	with an x		
			X	annual single even			
	that occurred from the November 7, 7 screening date.	ased on the exceedan to the December 20,	ecommended b	annual single even vents are re			
			x eccommended b	annual single even vents are re 2006 s		c Benefit	nomi
\$20,	7 screening date.		ecommended b	annual single even vents are re 2006 s	Two annual e	c Benefit	nomic

Reg. Ent. Reference No. F Media A Violation No. 3	∖ir	vas sasa vallerinis			noanriot, sasaw	/Percent Interest	Years of Depreciation
Item Description	Item Cost No commas or \$	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Delayed Costs	Languaga.			8 1 5			
Equipment	TO THE PARTY AND THE	A part & delivery and a second	The state of the s	0.0	\$0	\$0	\$0
Bulldings		13.00		0.0	\$0	\$0	\$0
Other (as needed)	Arrest Transfer	11 110 119 119 1188		0.0	\$0	\$0	\$0
Engineering/construction	The second second	77 7 J 18 9 G	1	0.0	\$0	\$0	\$0
· Land			· · · · · · · · · · · · · · · · · · ·	0.0	\$0	n/a	\$0
Record Keeping System	the state of the s	and the second second	the contration of the first con-	0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0
Notes to DELAYED		ECOHOLI	inc periority to mis	violation	ı included in Violat	The state of the s	
Notes for DELAYED costs  Avoided Costs Disposal	ANN	llaksen mission og <u>et et et e</u>	ed costs before e	entering	Item (except for	one-time avoided c	osts) \$0
Avoided Costs	ANN	llaksen mission og <u>et et et e</u>	ed costs before			one-time avoided c	\$0 \$0
Avoided Costs Disposal	ANN	llaksen mission og <u>et et et e</u>	ed costs before	0,0	\$0	one-time avoided c	\$0
Avoided Costs Disposal Personnel	ANN	llaksen mission og <u>et et et e</u>	ed costs before	0,0	\$0 \$0 \$0 \$0	so so so	\$0 \$0 \$0 \$0
Avoided Costs  Disposal Personnel Inspection/Reporting/Sampling	ANN	llaksen mission og <u>et et et e</u>	ed costs before	0,0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0
Avoided Costs  Disposal  Personnel Inspection/Reporting/Sampling Supplies/equipment	ANN	llaksen mission og <u>et et et e</u>	ed costs before	0,0 0,0 0,0 0,0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	sone-time avoided c \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	ANN	llaksen mission og <u>et et et e</u>	ed costs before e	0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0

Screening Da	ate 20-Dec-2007	Docket N	<b>No.</b> 2007-2041-AIR-E	PCW
Responde	ent Rohm and Haas Texas I	ncorporated	Poli	cy Revision 2 (September 2002)
Case ID N	<b>lo</b> . 35135		P	CW Revision November 6, 2007
Reg. Ent. Reference N	<b>lo.</b> RN100223205			
Media [Statu				
	tor Rebecca Johnson			
Violation Numi				
Rule Cite		pecial Condition No. 1, 30 T Tex. Health & Safety Code	ex. Admin. Code § 116.115(c), an § 382.085(b)	1
Violation Descript	ion emission limits for EP	N N-3. Specifically, during	022 lbs/hr carbon monoxide ("CO" a November 7, 2006 stack test the of NOx and 0.68 lbs/hr of CO.	3
			Base Pena	alty \$10,000
>> Environmental, Propert	A STATE OF THE PARTY OF THE PAR	latrix	manakadi mani araba 1915 da Santa Bara	
Relea	<b>Harm</b> <b>ase</b> Major Moderate	e Minor		
OR Act	tual	X	· ·	. *
Poter	ıtial		Percent 25%	
[전문 12] (20) - 1 (20) 2008 - 프라마 - 1 (10) 10 (20) 10			Birlion .	
>>Programmatic Matrix Falsificati	ion Major Moderate	e Minor	CIPOLE Minimal	
Faisilicau	.ori Major Moderate	- WILLON	Percent 0%	
			<u> </u>	
Matrix 0.022 Notes res	lbs/hr CO emission limit for a ulting in human health and the	a total of 7,914 hours since ne environment being expos	ne 0.47 lbs/hr NOx emission limit a the November 7, 2006 stack test sed to approximately 395 lbs of emissions as a result of the violation	
			Adjustment \$7,	500
j., <sub>199</sub> j. 779. j S. 1982 p. l. 1124 pl. 112 p. 24 <b>26</b> 11 politico de la 1996 pl. 1124 pl. 1226	Markalla (1971) and the second state of the se	and the second section of the second	are sylvested and the state of	<u> </u>
				\$2,500
Violation Events				
Number of	f Violation Events 2	330	Number of violation days	
			-	
	daily			
	monthly		Walsting Book Book	alty \$5,000
mark only o with an x		_	Violation Base Pena	11ty \$5,000
	x semiannual x			
	single event	·		
	a first Salainaidh ann I			
Two annu		based on the exceedance te to the December 20, 200	s that occurred from the Novembe 07 screening date.	7,
Economic Benefit (EB) for	this violation		Statutory Limit Test	7: 18: 18: 19: 13: 13: 13: 13: 13: 13: 13: 13: 13: 13
Fetim	ated EB Amount	\$0]	Violation Final Penalty To	otal \$20,350
Letin				
		This violation Final As	sessed Penalty (adjusted for lim	its) \$20,350

	_3-511A; 3-55 <b>⊑</b>	conomic E	3enefit ₩	orks/	sheet	a wakinese	e we to
Respondent	: Rohm and Haa	s Texas Incorporate	ed			****	
Case ID No.	35135	•					
Reg. Ent. Reference No.	7						
Media						<b> </b>	Years of
Violation No.						Percent Interest	Depreciation
violation No.	. 4			2.5	ucenitet sandd		A Section 1
					- 10 (0) 10 (0) (0) (0) (0) (0) (0) (0) (0) (0) (0	5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$	a salas az nelegian elephisis e	y dollahan et e			Trotte Citary	
	· ito community of w						
Delayed Costs		in selection of the sel	194 E. E. B. 1941.				
Equipment		3, 17, 18, 18, 19, 19, 19, 19		0.0	\$0	\$0 T	\$0
Bulldings		The state of the state of		0.0	\$0	\$0	\$0 \$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System			A show that	0.0	\$0	n/a	\$0
Training/Sampling			The property of the second	0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0
							1772 - 1771
Notes for DELAYED costs	AKIN		CP. As all or inflat decision julic compression in a second	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	included in Violat	And the grade	
Avoided Costs	ANN		CP. As all or inflat decision julic compression in a second	entering	item (except for	one-time avoided c	
Avoided Costs	ANN		CP. As all or inflat decision julic compression in a second	entering	item (except for	one-time avoided c	\$0
Avoided Costs  Disposal  Personnel	ANN		CP. As all or inflat decision julic compression in a second	entering 0.0	item (except for \$0 \$0	one-time avoided c	\$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	ANN		CP. As all or inflat decision julic compression in a second	entering 0.0 0.0 0.0	item (except for \$0 \$0 \$0 \$0 \$0	one-time avoided c \$0 \$0 \$0	\$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment			CP. As all or inflat decision julic compression in a second	entering 0.0 0.0 0.0 0.0	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided c \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0
Avoided Costs  Disposal  Personnel  Inspection/Reporting/Sampling  Supplies/equipment  Financial Assurance [2]	ANN		CP. As all or inflat decision julic compression in a second	entering 0.0 0.0 0.0 0.0 0.0 0.0	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided c \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment			CP. As all or inflat decision julic compression in a second	entering 0.0 0.0 0.0 0.0	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided c \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0
Avoided Costs  Disposal  Personnel Inspection/Reporting/Sampling  Supplies/equipment  Financial Assurance [2]  ONE-TIME avoided costs [3]			CP. As all or inflat decision julic compression in a second	entering 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs  Disposal  Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)			CP. As all or inflat decision julic compression in a second	entering 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs  Disposal  Personnel Inspection/Reporting/Sampling  Supplies/equipment  Financial Assurance [2]  ONE-TIME avoided costs [3]			CP. As all or inflat decision julic compression in a second	entering 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs  Disposal  Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)			CP. As all or inflat decision julic compression in a second	entering 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs  Disposal  Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)			CP. As all or inflat decision julic compression in a second	entering 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs  Disposal  Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)			CP. As all or inflat decision julic compression in a second	entering 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0

## **Compliance History**

CN600131395 Rohm and Haas Texas Incorporated Classification: AVERAGE Rating: 10.16 Customer/Respondent/Owner-Operator: RN100223205 ROHM AND HAAS TEXAS DEER PARK Classification: AVERAGE Site Rating: 4.65 Regulated Entity: PLANT ID Number(s): ACCOUNT NUMBER HG0632T AIR OPERATING PERMITS AIR OPERATING PERMITS **PERMIT** 1583 PERMIT 2232 AIR OPERATING PERMITS **PERMIT** 2233 AIR OPERATING PERMITS **PERMIT** 2234 AIR OPERATING PERMITS AIR OPERATING PERMITS **PERMIT** 2235 AIR OPERATING PERMITS **PERMIT** 2236 AIR OPERATING PERMITS **PERMIT** 2237 ACCOUNT NUMBER HG0632T AIR OPERATING PERMITS PERMIT WQ0000458000 WASTEWATER TPDES0006084 **PERMIT** WASTEWATER TX0006084 PERMIT WASTEWATER PERMIT 50102 INDUSTRIAL AND HAZARDOUS WASTE STORAGE WDW078 UNDERGROUND INJECTION CONTROL PERMIT INDUSTRIAL AND HAZARDOUS WASTE TXD065096273 EPA ID **GENERATION** SOLID WASTE REGISTRATION # 30041 INDUSTRIAL AND HAZARDOUS WASTE (SWR) GENERATION **PERMIT** N61 AIR NEW SOURCE PERMITS **PERMIT** 52270 AIR NEW SOURCE PERMITS AIR NEW SOURCE PERMITS **PERMIT** 54886 54970 AIR NEW SOURCE PERMITS REGISTRATION 54971 AIR NEW SOURCE PERMITS REGISTRATION REGISTRATION 75383 AIR NEW SOURCE PERMITS PSDTX828 AIR NEW SOURCE PERMITS EPA ID PSDTX828M1 EPA ID AIR NEW SOURCE PERMITS PERMIT 55988 AIR NEW SOURCE PERMITS AIR NEW SOURCE PERMITS PERMIT 50454 72461 AIR NEW SOURCE PERMITS REGISTRATION 73729 AIR NEW SOURCE PERMITS REGISTRATION REGISTRATION 74506 AIR NEW SOURCE PERMITS REGISTRATION 74756 AIR NEW SOURCE PERMITS AIR NEW SOURCE PERMITS REGISTRATION 73848 AIR NEW SOURCE PERMITS REGISTRATION 74713 73913 AIR NEW SOURCE PERMITS **PERMIT** PSDTX987 AIR NEW SOURCE PERMITS EPA ID REGISTRATION 77253 AIR NEW SOURCE PERMITS AIR NEW SOURCE PERMITS REGISTRATION 77241 AIR NEW SOURCE PERMITS 54056 PERMIT AIR NEW SOURCE PERMITS PERMIT 77200 ACCOUNT NUMBER HG0632T AIR NEW SOURCE PERMITS 723 AIR NEW SOURCE PERMITS PERMIT AIR NEW SOURCE PERMITS **PERMIT** 751 AIR NEW SOURCE PERMITS **PERMIT** 1257A 1957 AIR NEW SOURCE PERMITS **PERMIT** 2165 **PERMIT** AIR NEW SOURCE PERMITS 4276 PERMIT AIR NEW SOURCE PERMITS AIR NEW SOURCE PERMITS **PERMIT** 5051 5703 AIR NEW SOURCE PERMITS PERMIT 5802 PERMIT AIR NEW SOURCE PERMITS 6233 AIR NEW SOURCE PERMITS PERMIT AIR NEW SOURCE PERMITS **PERMIT** 6654 **PERMIT** 6894 AIR NEW SOURCE PERMITS AIR NEW SOURCE PERMITS **PERMIT** 7309 AIR NEW SOURCE PERMITS **PERMIT** 7637 AIR NEW SOURCE PERMITS **PERMIT** 7648 8838 AIR NEW SOURCE PERMITS **PERMIT PERMIT** 10715 AIR NEW SOURCE PERMITS

**PERMIT** 

PERMIT

PERMIT

PERMIT

11779

13804

17392

17442

	AIR NEW SOURCE PERMITS	PERMIT	20901	
	AIR NEW SOURCE PERMITS	PERMIT	26728	
	AIR NEW SOURCE PERMITS	PERMIT	28728	
	AIR NEW SOURCE PERMITS	PERMIT	29010	
	AIR NEW SOURCE PERMITS	PERMIT	28913	
	AIR NEW SOURCE PERMITS	PERMIT	29705	
	AIR NEW SOURCE PERMITS	PERMIT	30727	
•	AIR NEW SOURCE PERMITS	PERMIT	32069	
	AIR NEW SOURCE PERMITS	PERMIT	32671	
	AIR NEW SOURCE PERMITS	PERMIT	33817	
	AIR NEW SOURCE PERMITS	PERMIT	34654	
	AIR NEW SOURCE PERMITS	PERMIT	35142	
	AIR NEW SOURCE PERMITS	PERMIT	37086	
	AIR NEW SOURCE PERMITS	PERMIT	38913	
	AIR NEW SOURCE PERMITS	PERMIT	40134	
	AIR NEW SOURCE PERMITS	PERMIT	41356	
	AIR NEW SOURCE PERMITS	PERMIT	42170	
	AIR NEW SOURCE PERMITS	PERMIT	42737	
	AIR NEW SOURCE PERMITS	PERMIT	42914	
	AIR NEW SOURCE PERMITS	PERMIT	44595	
	AIR NEW SOURCE PERMITS	PERMIT	27131	
€	AIR NEW SOURCE PERMITS	PERMIT	47480	
•	AIR NEW SOURCE PERMITS	PERMIT	48921	
	AIR NEW SOURCE PERMITS	ACCOUNT NUMBER	HG0632T	
	AIR NEW SOURCE PERMITS	AFS NUM	4820100034	
	AIR NEW SOURCE PERMITS	REGISTRATION	79126	
	AIR NEW SOURCE PERMITS	REGISTRATION	80267	
	AIR NEW SOURCE PERMITS	REGISTRATION	81342	
$A = \frac{1}{2}$	AIR NEW SOURCE PERMITS	REGISTRATION	81248	
•	AIR NEW SOURCE PERMITS	PERMIT	82008	
	AIR NEW SOURCE PERMITS	REGISTRATION	82086	
	AIR NEW SOURCE PERMITS	REGISTRATION	83418	
	AIR NEW SOURCE PERMITS	REGISTRATION	82947	
•	AIR NEW SOURCE PERMITS	REGISTRATION	82957	
	PUBLIC WATER SYSTEM/SUPPLY	REGISTRATION	1011717	
•	IHW CORRECTIVE ACTION	SOLID WASTE REGISTRATION #	30041	
		(SWR)		
	INDUSTRIAL AND HAZARDOUS WASTE POST CLOSURE	PERMIT	50102	
	INDUSTRIAL AND HAZARDOUS WASTE COMPLIANCE PLANS	PERMIT	50102	
Location:	1900 TIDAL RD, DEER PARK, TX, 77536	Rating Date: 9/1/2007 Rep	eat Violator: NO	
e de la companya del companya de la companya del companya de la co				
TCEQ Region:	RÉGION 12 - HOUSTON			
Date Compliance History Prepared:	December 17, 2007			
Agency Decision Requiring Compliance History:	Enforcement			
Compliance Period:	December 10, 2002 to December 10, 2007			
TCEQ Staff Member to Contact for Additional Informa	ation Regarding this Compliance History	41 x 30		
Name: Rebecca Johnson	Phone: (713) 422-8931			
	en de la composition de la composition La composition de la	· · · —		
	Site Compliance History Component	S		
1. Has the site been in existence and/or operation for	the full five year compliance period?	Von		
Has there been a (known) change in ownership of the state of the		Yes No	•	
en e				
3. If Yes, who is the current owner?		N/A		
4. if Yes, who was/were the prior owner(s)?			-	
14		N/A		
5. When did the change(s) in ownership occur?		N/A		
Components (Multimedia) for the Site:				
Components (multimedia) for the Site:	10 mg/m/mm/mm/mm/mm/mm/mm/mm/mm/mm/mm/mm/mm			

Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.

Classification: Moderate

Effective Date: 10/10/2003

Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)

40 CFR Part 60, Subpart NNN 60.665(I)

Rgmt Prov: SC 2C PERMIT

Description: Failure to submit the semi annual reports for the distillation column in the BMA unit for 1996-2000

and the first semi annual report for 2001.

Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)

40 CFR Part 60, Subpart VV 60.487(a)

Rqmt Prov: SC 2B SP VV PERMIT

Description: Failure to submit the semi annual reports for fugitive monitoring of the BMA unit for 1996-2000 and

the first semi annual report for 2001.

Classification: Moderate

Citation:

30 TAC Chapter 113, SubChapter C 113.130

40 CFR Part 63, Subpart H 63.181(c)

Description: Failure to maintain records of weekly visual inspections of the agitators.

Classification: Moderate

Citation:

30 TAC Chapter 113, SubChapter C 113.130

40 CFR Chapter 63, SubChapter C, PT 63, SubPT F 63.105(b)

Description: Failure to properly prepare a description of maintenance procedures for the management of

wastewater generated from the emptying and purging of the MMA column.

Classification: Moderate

Citation

30 TAC Chapter 115, SubChapter C 115.241

Description: Failure to install a Stage II vapor recovery system.

### Effective Date: 01/08/2005

#### ADMINORDER 2004-0146-AIR-E

Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(G)

5C THC Chapter 382, SubChapter A 382.085(b)

Rgmt Prov: Permit 751, Special Condition 1 PERMIT

Description: Rohm and Haas is alleged to have failed to comply with the permitted emission rate of 5.65 pounds per hour (lb/hr) of carbon monoxide and 0.37 lb/hr of volatile organic compounds (VOCs) for EPN 35-

HR-5.

### Effective Date: 11/06/2005

### ADMINORDER 2003-0610-MLM-E

Classification: Moderate

Citation:

30 TAC Chapter 101, SubChapter A 101,20(1)

30 TAC Chapter 101, SubChapter A 101.20(2)

30 TAC Chapter 115, SubChapter D 115.354(2)(B)

30 TAC Chapter 115, SubChapter D 115.354(2)(C)

30 TAC Chapter 115, SubChapter D 115.354(2)(D)

30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 335, SubChapter E 335.112(a)(20)

40 CFR Chapter 265, SubChapter I, PT 265, SubPT BB 265.1052(a)

40 CFR Chapter 265, SubChapter I, PT 265, SubPT BB 265.1054(a)

40 CFR Chapter 265, SubChapter I, PT 265, SubPT BB 265.1057(a)

40 CFR Chapter 265, SubChapter I, PT 265, SubPT BB 265.1063(b) 40 CFR Chapter 265, SubChapter I, PT 265, SubPT BB 265.1063(c)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-2(a)(1)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.163(b)(1)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.173(a)(1)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.174(b)

5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov:

SC 2B, 7F, 7G, 8F, 8G PERMIT

SC 6A, 3C, 4F, 4G PERMIT

Description: A.8.c.(1)(G). Failure to monitor valves, pumps, connectors in MMA and BMA service at the

HT/HT2 unit applicable to 40 CFR 60, Subpart VV and 40 CFR 63, Subpart H.

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)

30 TAC Chapter 115, SubChapter D 115.352(4)

30 TAC Chapter 116, SubChapter B 116.115(c)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)

5C THC Chapter 382, SubChapter A 382.085(b)

Rgmt Prov: 8838 SC 4E PA

Description: A8.c.(1)(B). Failure to cap/plug open ended lines at the HT/HT2 Unit.

Classification: Moderate

Citation:

30 TAC Chapter 335, SubChapter E 335.112(a)(20)

40 CFR Chapter 265, SubChapter I, PT 265, SubPT BB 265.1050(c)

Description: Failure to tag 357 equipment components for fugitive emissions monitoring.

Classification: Minor

Citation:

30 TAC Chapter 335, SubChapter A 335.6(c)

Description: Failure to update information on the Notice of Registration to accurately reflect current status.

Classification: Moderate

Citation:

30 TAC Chapter 335, SubChapter E 335.112(a)(20)

40 CFR Chapter 265, SubChapter I, PT 265, SubPT BB 265.1063(b)

Description: Failure to calibrate equipment used for fugitive monitoring prior to monitoring on the same day.

Classification: Moderate

Citation:

30 TAC Chapter 101, SubChapter A 101.20(1)

30 TAC Chapter 101, SubChapter A 101.20(2)

30 TAC Chapter 115, SubChapter D 115.354(2)(B) 30 TAC Chapter 115, SubChapter D 115.354(2)(C) 30 TAC Chapter 115, SubChapter D 115.354(2)(D) 30 TAC Chapter 116, SubChapter B 116.115(c)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-2(a)(1)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.163(b)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.168(b)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.173(a)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.174(b)

5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov:

Permit No. 29010 SC2B, 7F, 7G, 8F, 8G PERMIT Permit No. 8838 SC 6A, 3C, 4F, 4G PERMIT

Description: Failure to monitor pumps, connectors, and valves in methyl methacrylate (MMA) and BMA (buytl

methacrylate) service at the P-North process unit.

Classification: Moderate

Citation:

5C THC Chapter 382, SubChapter A 382.085(a)

Description: Failure to prohibit an emission event by good design, operation, or maintenance.

Classification: Moderate

Citation:

30 TAC Chapter 117, SubChapter B 117.205(d)(1)

30 TAC Chapter 117, SubChapter E 117.520(c)(1)

5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to have NOx control technology installed by November 15, 1999

Effective Date: 04/14/2006

ADMINORDER 2005-0152-AIR-E

Court of the second

Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)

5C THC Chapter 382, SubChapter A 382.085(b)

Rgmt Prov: 8838 General Condition PERMIT

Description: Failure to comply with the permitted emission limit of 0.25 pounds per hour of VOCs for emission

point number HT-48 during a March 11, 2003 emissions event.

Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.110(a)

5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to prevent an avoidable emissions event on December 26, 2003 which resulted in the unauthorized release of 2,132.66 pounds of VOCs from the B4 Reactor separator, which is not a permitted

source of emissions. Classification: Minor

Citation:

30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B)

5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failure to notify the TCEQ of the December 26, 2003 emissions event within 24 hours of discovery.

Effective Date: 06/26/2007

COURTORDER

Classification: Major

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)

5C THC Chapter 382, SubChapter A 382.085(a)

5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failure to prevent unauthorized emissions.

See addendum for information regarding federal actions.

Any criminal convictions of the state of Texas and the federal government.

Chronic excessive emissions events. C.

N/A

DS Inv. Track. No.) D. The appr

•		
rova	al dates of inv	restigations. (CCED
1	12/13/2002	(13575)
2	12/17/2002	(16788)
3	12/17/2002	(13042)
4	12/19/2002	(14732)
5	12/30/2002	(158812)
6	01/27/2003	(158816)
7	02/03/2003	(18613)
8	02/03/2003	(18762)
9	02/03/2003	(18816)
10	02/24/2003	(11315)
11	02/28/2003	(158777)
12	03/03/2003	(21762)
13	03/07/2003	(21378)
14	03/21/2003	(28504)
15	03/24/2003	(22902)
16	03/25/2003	(158780)
17	03/28/2003	(23431)
18	03/28/2003	(23409)
19	03/28/2003	(23412)
20	04/01/2003	(25900)
21	04/10/2003	(27120)
22	04/21/2003	(158785)
23	05/02/2003	(31406)
24	05/19/2003	(295659)
25	06/05/2003	(27380)
26	06/18/2003	(158792)
27	06/20/2003	(31926)
28	07/13/2003	(35393)
29	07/13/2003	(37899)

30 07/21/2003

31 07/21/2003 32 08/07/2003

33 08/12/2003

34 08/23/2003

35 08/25/2003

36 08/25/2003

37 08/27/2003

38 09/22/2003

39 10/01/2003

40 10/21/2003

41 10/21/2003

42 11/17/2003

43 11/18/2003

44 01/30/2004

(295674)(295665)

(9883)

(9872)

(9892)

(112801)

(295667)

(152220)

(295669)

(248901)

(295671)

(295673)

(295672)

(253653)

(259388)

45	01/30/2004	(259393)
46	01/30/2004	(258824)
47	03/09/2004	(260143)
48	03/19/2004	(295656)
49	03/31/2004	(295654)
50	04/22/2004	(295657)
51	05/25/2004	(295660)
52	05/27/2004	(250191)
53	06/16/2004	(295662)
54	06/18/2004	(274191)
55	06/25/2004	(250192)
56	07/15/2004	(272466)
57	07/15/2004	(272468)
58	07/15/2004	(272394)
59	07/21/2004	(352218)
60	07/23/2004	(249701)
61	07/23/2004	(250189)
62	07/30/2004	(271912)
63	07/30/2004	(271899)
64	08/11/2004	(288434)
65	08/13/2004	(249700)
66	08/23/2004	(352219)
67	08/31/2004	(292541)
68	08/31/2004	(291114)
69	09/20/2004	(352220)
70	09/30/2004	(287515)
71	09/30/2004	(288333)
72	10/05/2004	(334482)
73	10/22/2004	(291603)
74	10/26/2004	(352221)
75	10/26/2004	(352223)
76	10/26/2004	(292548)
77	11/11/2004	(287014)
78	11/11/2004	(289842)
79	11/14/2004	(274431)
80	11/14/2004	(274450)
81	11/14/2004	(274440)
82	11/19/2004	(341406)
-83	11/29/2004	(352222)
84	12/09/2004	(341434)
85	12/16/2004	(283988)
86	12/16/2004	(283962)
87	12/16/2004	(287555)
88	12/17/2004	(334284)
89	12/17/2004	(334282)
90 91	12/17/2004 12/27/2004	(334283) (284899)
92	12/27/2004	(284888)
93	12/28/2004	(288285)
94	12/30/2004	(338299)
95	01/03/2004	(288453)
96	01/04/2005	(285144)
97	01/05/2005	(338809)
98	01/12/2005	(346448)
99	01/21/2005	(381891)
100	02/23/2005	(381889)
101	03/08/2005	(350487)
102	03/00/2005	(381890)
102	03/21/2005	(374351)
103	04/06/2005	(374353)
105	04/06/2005	(374352)
103	04/00/2005	(378240)
107	04/22/2005	(575399)
108	05/19/2005	(392626)
100	05/23/2005	(575401)
110	06/13/2005	(575403)
111	07/25/2005	(575406)
		` ,

 $\label{eq:continuous} \begin{aligned} & x = C_{ij}(1) + \frac{1}{2} \left( \frac{1}{2} \left($ 

en de la companya de

1.0

and the first of the control of the congruence of the

. The constant of the second constant  $\mathcal{L}_{\mathbf{k}} = \{ \mathbf{k}_{\mathbf{k}}^{(k)} \}_{k \in \mathbb{N}}$ 

		•
112	07/25/2005	(399258)
113	07/25/2005	(400493)
114	07/27/2005	(400167)
115	07/28/2005	(400627)
116	08/05/2005	(397806)
117	08/15/2005	(397447)
118	08/18/2005	(404307)
119	08/19/2005	(575409)
120	08/23/2005	(401938)
121	08/23/2005	(404914)
122	08/25/2005	(405924)
123	08/29/2005	(418394)
124	08/30/2005	(418292)
125	09/23/2005	(575411)
126	10/24/2005	(575413)
127	10/24/2005	(575417)
128	11/04/2005	(435818)
129	12/29/2005	(434384)
		,
130	01/09/2006	(440229)
131	01/24/2006	(575419)
132	02/02/2006	(575415)
133	02/21/2006	(455168)
134	02/23/2006	(455895)
135	02/25/2006	(456937)
136	02/26/2006	(575395)
137	02/27/2006	(456637)
138	02/28/2006	(457142)
139	02/28/2006	(451371)
140	02/28/2006	(457254)
141	03/21/2006	(575397)
142	03/23/2006	(454725)
143	03/24/2006	(457097)
144	03/28/2006	(457110)
145	03/28/2006	(452624)
146	04/24/2006	(575400)
		(457469)
147	04/28/2006	(460108)
148	05/01/2006	,
149	05/04/2006	(457447)
150	05/09/2006	(461424)
151	05/09/2006	(460949)
152	05/11/2006	(460513)
153	05/11/2006	(463554)
154	05/11/2006	(460471)
155	05/11/2006	(460733)
156	05/11/2006	(458324)
157	05/11/2006	(460912)
158	05/11/2006	(460844)
159	05/11/2006	(460393)
160	05/22/2006	(575402)
161	05/25/2006	(374855)
162	05/25/2006	(374902)
163	05/26/2006	(459923)
164	05/31/2006	(457270)
165	06/22/2006	(575404)
166	07/24/2006	(575407)
167	07/25/2006	(457457)
168	07/25/2006	•
	07/25/2006	(457453)
169		(406106)
170	07/26/2006	(486614)
171	07/27/2006	(462714)
172	08/11/2006	(462093)
173	08/14/2006	(464411)
174	08/22/2006	(575410)
175	08/24/2006	(488546)
176	08/30/2006	(489426)
177	08/31/2006	(449984)
178	09/25/2006	(575412)

```
179 09/29/2006
                       (513039)
180 10/03/2006
                       (513582)
181 10/03/2006
                       (513239)
182 10/13/2006
                       (515313)
183 10/23/2006
                       (575414)
184 10/23/2006
                       (575418)
185 10/23/2006
                       (512670)
186 11/22/2006
                       (575416)
187 11/29/2006
                       (532188)
188 12/01/2006
                       (517786)
189 01/05/2007
                       (514335)
190 01/22/2007
                       (575420)
191 01/31/2007
                       (536331)
192 02/08/2007
                       (512671)
193 02/26/2007
                       (575396)
194 02/28/2007
                       (540141)
195 03/21/2007
                       (575398)
196 04/09/2007
                       (543775)
197 05/21/2007
                       (518229)
198
    06/22/2007
                       (575405)
199
    06/29/2007
                       (559790)
200 07/03/2007
                       (558379)
201 07/09/2007
                       (563232)
202 07/23/2007
                       (575408)
203 07/24/2007
                       (564927)
204 07/24/2007
                       (564923)
205 07/26/2007
                       (566593)
206 07/30/2007
                       (564812)
207 08/06/2007
                       (568518)
208 08/06/2007
                       (568496)
209 08/07/2007
                       (568014)
210 08/13/2007
                       (571023)
211 08/20/2007
                       (607561)
212 08/28/2007
                       (571222)
213 08/28/2007
                       (571662)
214 08/29/2007
                       (573463)
215 08/29/2007
                       (573797)
216 09/07/2007
                       (573866)
217 10/11/2007
                       (567756)
218 10/19/2007
                       (594212)
219 10/19/2007
                       (594214)
220 10/23/2007
                       (593473)
221 11/19/2007
                       (599953)
222
    11/19/2007
                       (595510)
223 11/19/2007
                       (599927)
224 11/27/2007
                       (571470)
225 11/27/2007
                       (571463)
                       (571447)
226 11/27/2007
227 11/27/2007
                       (571485)
228 11/28/2007
                       (596222)
229 12/04/2007
                       (571415)
230 12/04/2007
                       (571481)
231 12/07/2007
                       (595796)
```

E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)

Date: 12/31/2002 (158816)

Self Report? YES

Citation:

30 TAC Chapter 305, SubChapter F 305.125(1)

Classification:

Moderate

Jane

TWC Chapter 26 26.121(a)

Description: Failure to meet the limit for one or more permit parameter

Date: 01/27/2003 (11315)

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 319, SubChapter A 319.6 30 TAC Chapter 319, SubChapter A 319.9(c)

Description: Failure to maintain documentation of laboratory quality control.

02/28/2003 (158780)Date:

Self Report? YES

30 TAC Chapter 305, SubChapter F 305.125(1) Citation:

TWC Chapter 26 26.121(a)

Failure to meet the limit for one or more permit parameter Description:

03/12/2003 (21378)Date:

Classification: Moderate Self Report?

Classification:

Moderate

30 TAC Chapter 101, SubChapter F 101.222(b)(3) Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)

Failure to control emissions. Description:

03/21/2003 (22902)Date:

Classification: Moderate Self Report?

30 TAC Chapter 101, SubChapter F 101,222(b)(3) Citation: 5C THC Chapter 382, SubChapter A 382.085(a)

Failed to prevent an emissions event which resulted in unauthorized emissions. Description:

03/31/2003 (23412)Date:

Classification: Moderate Self Report?

30 TAC Chapter 101, SubChapter F 101.222(b)(3) Citation: 5C THC Chapter 382, SubChapter A 382.085(b)

Failure to close bleed valve which caused unauthorized emissions. Description:

Date: 03/31/2003 (23409)

Classification: Minor Self Report?

30 TAC Chapter 116, SubChapter B 116.115(b)(2) Citation

Failure to report emissions event in a timely manner. Description:

(158785)Date: 03/31/2003

Classification: Moderate Self Report?

30 TAC Chapter 305, SubChapter F 305.125(1) Citation: TWC Chapter 26 26.121(a)

Failure to meet the limit for one or more permit parameter Description:

04/30/2003 (295659)Date:

Classification: Moderate Self Report?

30 TAC Chapter 305, SubChapter F 305.125(1) Citation: TWC Chapter 26 26.121(a)

Failure to meet the limit for one or more permit parameter Description:

05/31/2003 (158792)Date:

Classification: Moderate Self Report? YES

30 TAC Chapter 305, SubChapter F 305.125(1) Citation:

TWC Chapter 26 26.121(a)

Failure to meet the limit for one or more permit parameter Description:

08/07/2003 (9883)Date: Classification: Minor

Self Report? 30 TAC Chapter 101, SubChapter A 101.20(2) Citation:

40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.181(d)(5)

Failure to include reason for delay of repair for the leaking fugitive monitoring Description:

component.

Self Report?

Classification: Minor Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.163(b)

Description: Failure to conduct fugitive monitoring of 65 pumps during March 22, 2002.

Self Report? Classification: Minor

30 TAC Chapter 101, SubChapter A 101.20(2) Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.173(a)

Failure to conduct fugitive monitoring of 5 agitators during March 2002. Description:

(295669)08/31/2003 Date:

Classification: Moderate Self Report? YES

30 TAC Chapter 305, SubChapter F 305.125(1) Citation:

TWC Chapter 26 26.121(a)

Failure to meet the limit for one or more permit parameter Description:

Date: 09/30/2003 (295671)

Self Report? Classification: YES

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)

TWC Chapter 26 26.121(a)

Failure to meet the limit for one or more permit parameter Description:

Date: 11/30/2003 (295673)

Self Report? YES Classification: Moderate

Moderate

30 TAC Chapter 305, SubChapter F 305.125(1) Citation: TWC Chapter 26 26.121(a)

Description: Failure to meet the limit for one or more permit parameter

Date: 12/31/2003

Self Report? YES Classification: Moderate

30 TAC Chapter 305, SubChapter F 305.125(1) Citation: TWC Chapter 26 26.121(a)

Description: Failure to meet the limit for one or more permit parameter

Date: 01/31/2004 (295654)

Self Report? YES Classification: Moderate

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)

TWC Chapter 26 26.121(a)

Failure to meet the limit for one or more permit parameter Description:

Date: 04/30/2004 (295660)

Self Report? YES Classification: Moderate

30 TAC Chapter 305, SubChapter F 305,125(1) Citation:

TWC Chapter 26 26.121(a)

Description: Failure to meet the limit for one or more permit parameter

(295662)Date: 05/31/2004 Self Report? YES Classification: Moderate

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) TWC Chapter 26 26.121(a)

Description: Failure to meet the limit for one or more permit parameter

07/23/2004 (249701)Date:

Self Report? Classification: Moderate

Citation:

30 TAC Chapter 115, SubChapter D 115.352(4) 30 TAC Chapter 116, SubChapter B 116.115(c)

Ramt Prov: PA 48921 SC No. 6E Description: Failure to install a cap, blind flange, or plug on open ended lines or valves.

07/23/2004 (250189)Date: Self Report? Classification: Moderate

Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)(ii)

Description: Failure to record flare observations for N17 and N6 Flares during the annual

compliance certification period of April 4, 2003 through April 3, 2004.

Self Report? NO Classification: Moderate

30 TAC Chapter 116, SubChapter B 116.115(c) Citation:

Ramt Prov: PA TCEQ Air Permit No. 48922 SC No. 8

Failure to maintain records of weekly sampling of safety vent stacks (EPN N-7 & N-8). Description:

Self Report? NO Classification:

30 TAC Chapter 101, SubChapter A 101,20(3) Citation:

30 TAC Chapter 115, SubChapter D 115.354(5) 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PA 723 & PSD-TX-828 SC No. 9B Description: Failure to tag leaking fugitive monitoring components during the annual compliance

certification period of Apirl 4, 2003 through April 3, 2004.

Self Report? Classification:

Citation: 30 TAC Chapter 115, SubChapter D 115.354(1)(C)

Description: Failure to re-monitor leaking fugitive monitoring components after the repairs are completed.

Self Report? NO Classification:

Citation: 30 TAC Chapter 115, SubChapter D 115.352(2)

Failure to conduct first attempt repair for the leaking fugitive monitoring components Description:

within five (5) calender days.

(249700)Date: 08/13/2004

Self Report? Citation: 30 TAC Chapter 122, SubChapter B 122.146(2)

Failure to submit compliance certification report within 30 days after the end of the Description:

Classification:

Moderate

Minor

certification period.

NO Classification: Moderate Self Report?

30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)(ii) Citation:

Failure to record time when the the flare observation was made for SW-1 flare during Description:

annual compliance certification period.

(352222)Date: 10/31/2004

Classification: Moderate Self Report?

30 TAC Chapter 305, SubChapter F 305.125(1) Citation:

TWC Chapter 26 26.121(a)

Failure to meet the limit for one or more permit parameter Description:

11/14/2004 (274431)Date:

12/16/2004

Date:

Date:

Self Report? Classification: Moderate

30 TAC Chapter 115, SubChapter B 115.121(a)(1) Citation: 5C THC Chapter 382, SubChapter A 382.085(b)

Description: Exceeded VOC rule limit during an avoidable emissions event.

(338299)11/22/2004 Date:

Self Report? Classification: Moderate

30 TAC Chapter 116, SubChapter B 116.115(b) Citation: 5C THC Chapter 382, SubChapter A 382.085(b)

PERMIT No. 8838, GC #8 Ramt Prov:

Failure to identify the function of process controllers.

Description:

11/30/2004 (352223)Date:

Classification: Moderate Self Report?

30 TAC Chapter 305, SubChapter F 305.125(1) Citation: TWC Chapter 26 26.121(a)

(283988)

Failure to meet the limit for one or more permit parameter Description:

Classification: Self Report?

30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B) Citation:

5C THC Chapter 382, SubChapter A 382.085(b)

Failure to report the emissions event that occurred in the A/B Trains in a timely Description:

Date: 12/17/2004 (283962)Classification: Minor Self Report?

30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B) Citation:

Description: Failure to report an emissions event in a timely manner.

Self Report? Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382.085(b)

PERMIT 723 Special Condition 1 Rqmt Prov:

Failure to prevent unauthorized emissions. Description:

(374351)

Date: 12/31/2004 (381891)

Classification: Self Report? YES Moderate

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) TWC Chapter 26 26.121(a)

Description: Failure to meet the limit for one or more permit parameter

03/31/2005

Self Report? Classification: Moderate

30 TAC Chapter 101, SubChapter F 101.201(a)(1)(A) Citation:

30 TAC Chapter 116, SubChapter B 116,115(b) 5C THC Chapter 382, SubChapter A 382.085(b)

PA Permit No. 8838, GC #8 Rqmt Prov: The emissions event initial notification was not submitted in a timely manner. Description:

Date: 03/31/2005 (575399)

Self Report? YES Classification: Moderate Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)

TWC Chapter 26 26.121(a)

Failure to meet the limit for one or more permit parameter Description:

Date: 04/06/2005

NO

(374353)

Self Report?

30 TAC Chapter 101, SubChapter F 101.201(a)(1)(A)

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)

5C THC Chapter 382, SubChapter A 382.085(b)

PA Permit No. 8838, GC No. 8 Rgmt Prov:

Description: The emissions event initial notification was not submitted in a timely manner.

04/06/2005 Date:

(374352)

Self Report?

Citation:

NO

30 TAC Chapter 101, SubChapter F 101.201(a)(1)(A)

30 TAC Chapter 116, SubChapter B 116.115(b)

5C THC Chapter 382, SubChapter A 382.085(b)

Rgmt Prov: PA Permit No. 8838

Description: The emissions event initial notification was not submitted in a timely manner.

Date: 04/30/2005

(575401)

Self Report? YES'

30 TAC Chapter 305, SubChapter F 305.125(1)

TWC Chapter 26 26.121(a)

Failure to meet the limit for one or more permit parameter Description:

07/25/2005 Date:

(399258)

Self Report?

NO

30 TAC Chapter 335, SubChapter A 335.6(c)

Citation: Description:

Citation:

The facility failed to update its NOR with regard to waste streams and waste

management units.

Date: 07/27/2005 (400167)

Self Report? NO

Classification: 40 CFR Chapter 270, SubChapter I, PT 270, SubPT C 270.30(a)

Classification:

Classification:

Classification:

Classification:

Moderate

Moderate

Moderate

Minor

Minor

Citation: Rqmt Prov:

PERMIT V.A.1.

Description:

Permit Provision V. A. 1. -Authorized Units

The facility did not identify the boiler with a sign indicating it is Permit Unit No. 3.

This is a violation of the recently issued permit.

The facility should erect the proper identification for this unit as required by the

permit.

Date: 07/31/2005 (575409)

Self Report? YES

Moderate

Citation:

30 TAC Chapter 305, SubChapter F 305.125(1)

TWC Chapter 26 26.121(a)

Description: Failure to meet the limit for one or more permit parameter

Date: 08/15/2005

(397447)

Classification: Moderate

Self Report? Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F) 5C THC Chapter 382, SubChapter A 382,085(b)

Ramt Prov: PERMIT No. 723/PSD-TX-828-M1

Description: Failure to close the block valve to the first stage vacuum jet condenser discharge.

Date:

08/29/2005

NC

(418394)

Self Report?

Classification:

Classification:

Classification:

Moderate

Citation:

30 TAC Chapter 101, SubChapter A 101.20(2)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.152(b)

Failure to test within 150 days of start-up. Description:

Date:

08/30/2005

(418292)

Self Report?

Moderate

Citation: Rqmt Prov:

30 TAC Chapter 116, SubChapter B 116.115(c)

PA NSR Permit No. 43803 Special Condition 1

Description:

Failure to comply with Special Condition No. 1 of NSR permit no. 83803.

11/04/2005 (435818) Date:

Self Report?

30 TAC Chapter 116, SubChapter B 116.115(c) Citation:

30 TAC Chapter 122, SubChapter B 122.143(4)

Rqmt Prov: PA 17392 SC No. 4 OP O-02235 SC no. 8

Failure to comply with the VOC emission limit for the tank no. 90480 for the year 2004 Description:

Classification:

Minor

Minor

as per SC 4 of TCEQ permit no. 17392.

Self Report? Classification:

30 TAC Chapter 116, SubChapter B 116.115(c) Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)

Rqmt Prov: OP O-02235 SC 8

PA TCEQ Permit No. 17392 SC 8

Failure to comply with VOC emission limit for the tank no. 91007 for the year 2004 as Description:

per SC no. 8 of TCEQ permit no. 17392.

12/31/2005 (575419)Date:

Self Report? YES Classification: Moderate

30 TAC Chapter 305, SubChapter F 305.125(1) Citation: TWC Chapter 26 26.121(a)

Description: Failure to meet the limit for one or more permit parameter

Date: 01/10/2006 (440229)

Classification: Moderate Self Report?

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

30 TAC Chapter 122, SubChapter B 122.143(4) PA SC no. 8 of NSR permit no. 29010

Ramt Prov: Description: Failure to comply with permitted emission limit of 0.71 tons per year of VOC for the

year 2004 for the tank no. 91029 as per Special Condition no. 1 of TCEQ permit no.

29010.

Classification: Self Report? NO Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

30 TAC Chapter 122, SubChapter B 122.143(4) Rgmt Prov: PA SC no. 1 of NSR permit no. 29010

Description: Failure to comply with the permitted emission limit of 6.2 tons per year of VOC for the

year 2004 for the tank 96674 as per special condition no. 1 of TCEQ permit no. 29010.

Self Report? NO Classification: Moderate

30 TAC Chapter 116, SubChapter B 116.116(a)(1) Citation:

30 TAC Chapter 122, SubChapter B 122.143(4)

Rgmt Prov: PA NSR permit no. 29010

Description: Failure to comply with the permitted fill rate limit of 100 gallons per minute for the tank

no. 91325 as stated in the permit application for the permit no. 29010.

Classification: Self Report? NO Moderate

30 TAC Chapter 116, SubChapter B 116.116(a)(1) Citation:

30 TAC Chapter 122, SubChapter B 122.143(4)

Ramt Prov: PA NSR permit no. 29010

Failure to comply with the permitted fill rate limit of 125 gallons per minute for the tank Description:

no. 91326 as stated in the permit application for the permit no. 29010.

07/26/2006 (486614)Date:

Classification: Self Report? Moderate NO

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter D 382.085(b) Rgmt Prov: PERMIT No. 8838

Description: Failure to prevent an operator error resulting in power loss at HT2 process unit.

Date: 08/14/2006 (464411)

08/16/2006

Date:

Self Report? Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter D 115.352(4)

30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: OP Operating Permit No. O-02232

PA TCEQ Air Permit No. 48921 SC 6E

Description: Failure to plug an open-ended line.

(462093)

Self Report? Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.145(2)(A) Description:

The 2005 deviation report did not include failure to monitor the Decanter water and the

Cooling Tower water

Date: 08/30/2006 (489426)

Self Report? NO

30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382.085(b)

PERMIT No. 8838, Special Condition 1 Ramt Prov:

Description:

Failure to prevent unauthorized emissions

Self Report?

NO

Classification:

Minor

Moderate

Citation:

Citation:

30 TAC Chapter 101, SubChapter F 101, 201(c)

Description:

Failure to submit a final report of an emissions event no later than two weeks after the

end of the event.

Self Report?

NO

Classification:

Classification:

Minor

Citation:

30 TAC Chapter 101, SubChapter F 101,201(b)(1)(H)

Description:

Failure to include in the final report, the authorized emission limits for the facilities

involved in an emissions event.

08/31/2006 Date:

(449984)

Self Report?

NO

Classification:

Moderate

Citation:

30 TAC Chapter 122, SubChapter B 122.143(4)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT H 60.84(e)

5C THC Chapter 382, SubChapter D 382.085(b)

Ramt Prov:

OP O-01583

Description:

failure to comply with SO2 emission standard of 4 lbs per ton of acid produced 3-hourroll-over emissions to the atmosphere for one of their sulfuric acid unit as per 40 CFR

60.84(e)

Self Report?

NO

NO

Classification:

Classification:

Moderate

Minor

1.5 . 4

Moderate

Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov:

PA SC no. 1 of Air Permit No. 751

Description:

fallure to comply with CO emissions for the year 2004 as per special condition no. 1 of

TCEQ permit no. 751.

Self Report?

Citation:

30 TAC Chapter 115, SubChapter D 115.354(2)(B)

30 TAC Chapter 122, SubChapter B 122.143(4)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.168(c)

5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: Description: OP O-01583

Self Report? NO

failure to monitor 12 HON valves between July 28, 2004 through May 31, 2005.

Classification: Minor

Classification:

Citation:

30 TAC Chapter 115, SubChapter D 115.354(2)(B)

30 TAC Chapter 122, SubChapter B 122.143(4)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.168(c)

5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov:

OP O-01583

Description:

failure to monitor a newly installed HON pump between July 28, 2004 through May 31,

abagi 1 t V b di associ

2005.

NO

Self Report?

Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)

30 TAC Chapter 122, SubChapter B 122.143(4) 5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov:

Description:

PA SC No. 8 of TCEQ Air Permit No. 1257A failure to maintain the temperature of wet crude methyl methacrylate to below 90

degrees F, which is transferred to tanks B-3-13 through B-3-17as required by Special

Condition no. 8 of TCEQ permit No. 1257A.

Self Report?

30 TAC Chapter 116, SubChapter B 116,115(c)

30 TAC Chapter 122, SubChapter B 122.143(4) 5C THC Chapter 382, SubChapter D 382.085(b)

Rgmt Prov:

Citation:

OP O-01583 PA SC no. 1 of AIR Permit No. 1257A

Description:

failure to comply with a VOC emissions limit for the tank B-3-8 as per special condition

no. 1 of TCEQ permit 1257A.

Self Report? NO Classification:

Classification:

Minor

Citation:

30 TAC Chapter 122, SubChapter B 122.143(4)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.163(b)(3)

Rgmt Prov:

OP O-01583

Description: failure to conduct AVO pump inspection for 23 pumps in the B4 unit from May 20,

2004 through August 1, 2004.

02/08/2007 (512671) Date:

Classification: Minor Self Report?

30 TAC Chapter 122, SubChapter B 122.143(4) Citation:

5C THC Chapter 382, SubChapter D 382.085(b) OP FOP O-02236, SC No. 3(A)(iii)(1) Ramt Prov:

Failure to perform quarterly observation of visible emissions from a building emission Description:

source, enclosed facility, or other structure containing emission sources.

NO Classification: Minor Self Report?

30 TAC Chapter 116, SubChapter B 116.115(c) Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)

5C THC Chapter 382, SubChapter D 382.085(b)

Rgmt Prov: OP FOP O-02236, SC 13

PA NSR Permit No. 8838, SC 1

Description: Failure to comply with Carbon Monoxide (CO) emission limit of NSR Permit No. 8838

for the HT-11 thermal incinerator.

Classification: Self Report? NO Minor

30 TAC Chapter 116, SubChapter B 116.115(c) Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)

5C THC Chapter 382, SubChapter D 382.085(b)

OP FOP O-02236, SC 13 Rqmt Prov: PA NSR Permit No. 8838, SC 1

Failure to comply with NOx emission limits of NSR permit 8838 for the thermal oxidizer. Description:

Self Report? NO Classification: Minor 30 TAC Chapter 116, SubChapter B 116.115(c) Citation:

30 TAC Chapter 122, SubChapter B 122.143(4) 5C THC Chapter 382, SubChapter D 382.085(b)

Rgmt Prov: OP FOP O-02236, SC 13 PA NSR Permit No. 8838, SC 24 A & B

Description: Failure to maintain minimum operating temperature for thermal oxidizer as required by

the NSR Permit No. 8838 SC 24 A & B.

Classification: Self Report? NO Minor

30 TAC Chapter 116, SubChapter B 116.115(c) Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)

5C THC Chapter 382, SubChapter D 382.085(b)

OP FOP O-02236, SC 13 Rqmt Prov:

PA NSR Permit No. 8838, SC 24A

Failure to maintain minimum oxygen level in the HT-3 thermal oxidizer. Description:

Classification: Self Report? NO Minor

30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4)

5C THC Chapter 382, SubChapter D 382.085(b)

PA NSR Permit No. 8838, SC 1 Rqmt Prov:

OP O-02236 SC 13

Description: Failure to meet the minimum net heating value for the flares HT-4 and HT-10.

Self Report? Classification: Minor 30 TAC Chapter 115, SubChapter D 115.352(2) Citation:

30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.168(f)(1)

5C THC Chapter 382, SubChapter D 382.085(b)

Rgmt Prov: PA NSR Permi No. 8838, SC 4H

OP 002236 SC No. 13

Failure to repair five leaking fugitive components within 15 days after the leak is Description:

discovered.

Citation:

Rqmt Prov:

Classification: Minor Self Report?

30 TAC Chapter 115, SubChapter D 115.352(4) Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

30 TAC Chapter 122, SubChapter B 122.143(4)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)

5C THC Chapter 382, SubChapter D 382.085(b)

OP FOP O-02236, SC 13 Rqmt Prov:

PA NSR Permit No. 8838 SC 4E

Description: Failure to plug six open-ended lines in light liquid service.

Date: 02/28/2007 (540141)

Self Report? Classification: Moderate

30 TAC Chapter 116, SubChapter B 116.115(c) Citation:

5C THC Chapter 382, SubChapter D 382.085(b) PERMIT TCEQ Permit # 1257 A

Failed to comply with the permitted emission rate for acetone. Description:

03/15/2007 (543775)Date: Self Report? NO Classification: Moderate Citation: 30 TAC Chapter 116, SubChapter B 116.115(c) 5C THC Chapter 382, SubChapter D 382,085(b) tion, in the Ramt Prov: PERMIT 8838/Special Condition 1 Description: Failed to prevent unauthorized emissions. Self Report? NO Contract the Committee Classification: Minor Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B) Description: Failed to submit an initial notification as soon as practicable. 06/28/2007 Date: Self Report? NO Classification: Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B) Description: Failed to comply with the emissions events reporting requirements. Self Report? NO Classification: Moderate 30 TAC Chapter 116, SubChapter B 116.115(c) Citation: 5C THC Chapter 382, SubChapter D 382.085(b) Rqmt Prov: PERMIT Permit No. 8838/Special Condition No. 1 Description: Failed to prevent unauthorized emissions. Date: 07/26/2007 (566593) Self Report? Classification: Moderate Citation: 30 TAC Chapter 116, SubChapter B 116.115(c) 5C THC Chapter 382, SubChapter D 382.085(b) PERMIT 8838/Special Condition No. 1 Ramt Prov: Description: Failed to prevent unauthorized emissions 08/29/2007 (573797)Date: Self Report? NO Classification: Moderate Citation: 30 TAC Chapter 122, SubChapter B 122.143(4) 30 TAC Chapter 122, SubChapter B 122.145(2)(C) 5C THC Chapter 382, SubChapter A 382.085(b) Rqmt Prov: **OP General Terms and Conditions** Description: Failure to submit the semiannual deviation report within 30 days of the end of the deviation reporting period. Self Report? NO Classification: Moderate Citation: 30 TAC Chapter 122, SubChapter B 122.143(4) 30 TAC Chapter 122, SubChapter B 122.146(2) 5C THC Chapter 382, SubChapter A 382.085(b) Rqmt Prov: **OP General Terms and Conditions** Description: Failure to submit the permit comliance certification within 30 days of the end of the reporting period. 01/15/2004 (263315)No DOV Associated Notice of Intent Date: 06/14/2004 (350744)No DOV Associated Notice of Intent Date: 09/15/2005

F. Environmental audits.

Notice of Intent Date:

(434800)

No DOV Associated

Notice of Intent Date: No DOV Associated 10/02/2007

(599285)

Type of environmental management systems (EMSs). G.

N/A

Voluntary on-site compliance assessment dates.

N/A

Participation in a voluntary pollution reduction program. ١.

N/A

Early compliance.

N/A

Sites Outside of Texas

N/A

## Addendum to Compliance History Federal Enforcement Actions

CUSTOMER (Defendant):	ROHM AND HAAS TEXAS INCORPO	DRATED	CUSTOMER NO.:	CN600131395
REGULATED ENTITY:	ROHM & HAAS TEXAS INCORPORATED		REG. ENTITY NO.:	RN100223205
REG. ENTITY ADDRESS: REG. ENTITY CITY:	1900 TIDAL RD. DEER PARK			
	Viol	ations		
EPA CASE NO.: DRDER ISSUED DATE (YYY ENFORCEMENT ACTION TY CASE RESULT:	YMMDD): 20060810 PE: Consent Decree/Court Order Final Order With Penalty		MODERATE  SECT: OF STATUTE:  CITE PART: CITESI  NESHAPS  Failure to conduct weekly insp	
EPA CASE NO.: ORDER ISSUED DATE!(YYY ENFORCEMENT AGTION TY CASE RESULT:	O6-1999-0944 YMMDD): 20060810 P.E.: Consent Decree/Court Order Final Order With Penalty	CLASSIFICATION:  STATUTE: CAA CITATION:  PROGRAM: VIOLATION: TYPE:	MINOR SECT: OF STATUTE: CITE PART: CITE SI	
EPA CASE NO: ORDER ISSUED DATE (YYY ENFORCEMENT ACTION TY CASE RESULT	7MMDD): 20060810 PE:: Consent Decree/Court Order Final Order With Penalty	CLASSIFICATION: STATUTE: RCRA CITATION: 40 CFR PROGRAM: VIOLATION TYPE:	SECT. OF STATUTE 30	EGT b C
EPA CASE NO: ORDER ISSUED DATE (YY)	06-1999-0944	CLASSIFICATION: STATUTE: RCRA CITATION: PROGRAM: VIOLATION TYPE:	MODERATE  SECT: OF STATUTE:  CITE PART: CITE S  Open waste containers/No ac	2012-100-10
EPA CASE NO:: ORDER ISSUED DATE (YYY ENFORCEMENT ACTION T	O6-1999-0944 (YMMDD): 20060810 (PE; Consent Decree/Court Order Final Order With Penalty	CLASSIFICATION: STATUTE: RCRA CITATION: PROGRAM: VIOLATION TYPE:	MODERATE  SECT OF STATUTE  CITE PART  CITE'S  Failure to implement schedule	
EPA CASE NO: ORDER ISSUED DATE (YY ENFORCEMENT ACTION TO	The first of the transfer of the contract of t	CLASSIFICATION: STATUTE: CWA CITATION: PROGRAM VIOLATION TYPE	MODERATE  SECT. OF STATUTE 3  CITE PART: CITE S  NPDES - Other Unpermitted E  Effluent Limit Viol./not otherw	ECT Discharge
EPA CASE NOT: ORDER ISSUED DATE (YY ENFORCEMENT ACTION T CASE RESULT:	YPE: Consent Decree/Court Order Final Order With Penalty	CLASSIFICATION: STATUTE: CAA CITATION: PROGRAM: VIOLATION: TYPE	MINOR SECT OF STATUTE: CITE PART CITES Failure to calibrate detection	
		Apple Control of the		

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN	§	BEFORE THE
ENFORCEMENT ACTION	§	
CONCERNING	§	TEXAS COMMISSION ON
ROHM AND HAAS TEXAS	§	
INCORPORATED	§	
RN100223205	§	ENVIRONMENTAL QUALITY

### AGREED ORDER DOCKET NO. 2007-2041-AIR-E

#### I. JURISDICTION AND STIPULATIONS

At its \_\_\_\_\_\_ agenda, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Rohm and Haas Texas Incorporated ("the Respondent") under the authority of TEX. HEALTH & SAFETY CODE ch. 382 and TEX. WATER CODE ch. 7. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent appear before the Commission and together stipulate that:

- 1. The Respondent owns and operates a chemical manufacturing plant at 1900 Tidal Road in Deer Park, Harris County, Texas (the "Plant").
- 2. The Plant consists of one or more sources as defined in TEX. HEALTH & SAFETY CODE § 382.003(12).
- 3. The Commission and the Respondent agree that the Commission has jurisdiction to enter this Agreed Order, and that the Respondent is subject to the Commission's jurisdiction.
- 4. The Respondent received notice of the violations alleged in Section II ("Allegations") on or about December 12, 2007.
- 5. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
- 6. An administrative penalty in the amount of Eighty-One Thousand Four Hundred Dollars (\$81,400) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent has paid Thirty-Two Thousand Five Hundred Sixty Dollars

		•

(\$32,560) of the administrative penalty and Sixteen Thousand Two Hundred Eighty Dollars (\$16,280) is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Agreed Order. The deferred amount will be waived upon full compliance with the terms of this Agreed Order. If the Respondent fails to timely and satisfactorily comply with all requirements of this Agreed Order, the Executive Director may require the Respondent to pay all or part of the deferred penalty. Thirty-Two Thousand Five Hundred Sixty Dollars (\$32,560) shall be conditionally offset by the Respondent's completion of a Supplemental Environmental Project ("SEP").

- 7. Any notice and procedures, which might otherwise be authorized or required in this action, are waived in the interest of a more timely resolution of the matter.
- 8. The Executive Director of the TCEQ and the Respondent have agreed on a settlement of the matters alleged in this enforcement action, subject to the approval of the Commission.
- 9. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Agreed Order.
- 10. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.
- 11. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable.

#### II. ALLEGATIONS

As owner and operator of the Plant, the Respondent is alleged to have:

- 1. Failed to comply with the 0.27 pounds per hour ("lbs/hr") nitrogen oxides ("NO<sub>x</sub>") emission limit for emission point number ("EPN") N-12, in violation of Air Permit No. 723, Special Condition No. 1, 30 Tex. Admin. Code § 116.115(c), and Tex. Health & Safety Code § 382.085(b), as documented during a record review conducted on October 17, 2007. Specifically, during a November 7, 2006 stack test the NO<sub>x</sub> emissions from EPN N-12 were 0.37 lbs/hr.
- 2. Failed to comply with the 0.27 lbs/hr NO<sub>x</sub> emission limit for EPN N-13, in violation of Air Permit No. 723, Special Condition No. 1, 30 Tex. ADMIN. CODE § 116.115(c), and Tex. Health & Safety Code § 382.085(b), as documented during a record review conducted on October 17, 2007. Specifically, during a November 7, 2006 stack test the NO<sub>x</sub> emissions from EPN N-13 were 0.38 lbs/hr.
- 3. Failed to comply with the 1.19 lbs/hr NO<sub>x</sub> emission limit for EPN N-14, in violation of Air Permit No. 723, Special Condition No. 1, 30 TEX. ADMIN. CODE § 116.115(c), and TEX. HEALTH & SAFETY CODE § 382.085(b), as documented during a record review conducted on October 17, 2007. Specifically, during a November 7, 2006 stack test the NO<sub>x</sub> emissions from EPN N-14 were 1.54 lbs/hr.

en de la composition La composition de la

tion of the first of the green with the Market energy of the first energy of the second of the secon

en provincia de la composición de la c La composición de la

A second of the control of the control

and such that the support of the sup

(4) The second of the secon

4. Failed to comply with the 0.47 lbs/hr NO<sub>x</sub> and 0.022 lbs/hr carbon monoxide ("CO") emission limits for EPN N-3, in violation of Air Permit No. 723, Special Condition No. 1, 30 TEX. ADMIN. CODE § 116.115(c), and TEX. HEALTH & SAFETY CODE § 382.085(b), as documented during a record review conducted on October 17, 2007. Specifically, during a November 7, 2006 stack test the emissions from EPN N-3 were 0.52 lbs/hr of NO<sub>x</sub> and 0.68 lbs/hr of CO.

#### III. DENIALS

The Respondent generally denies each allegation in Section II ("Allegations").

#### IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that the Respondent pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and the Respondent's compliance with all the terms and conditions set forth in this Agreed Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective action or penalties for violations, which are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Rohm and Haas Texas Incorporated, Docket No. 2007-2041-AIR-E" to:

Financial Administration Division, Revenues Section Attention: Cashier's Office, MC 214 Texas Commission on Environmental Quality P.O. Box 13088 Austin, Texas 78711-3088

- 2. The Respondent shall implement and complete a SEP in accordance with Tex. WATER CODE § 7.067. As set forth in Section I, Paragraph 6 above, Thirty-Two Thousand Five Hundred Sixty Dollars (\$32,560) of the assessed administrative penalty shall be offset with the condition that the Respondent implement the SEP defined in Attachment A, incorporated herein by reference. The Respondent's obligation to pay the conditionally offset portion of the administrative penalty assessed shall be discharged upon final completion of all provisions of the SEP agreement.
- 3. It is further ordered that the Respondent shall undertake the following technical requirements:
  - a. Within 30 days after the effective date of this Agreed Order, submit an administratively complete permit amendment application for the emissions from EPNs N-12, N-13, N-14, and N-3, in accordance with 30 Tex. ADMIN. CODE § 116.110(a) to:

Air Permits Division, MC 162 Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087

b. Respond completely and adequately, as determined by the TCEQ, to all requests for information concerning the permit application within 30 days after the date of such requests, or by any other deadline specified in writing; and

 $(x_1, \dots, x_n) = \frac{1}{n} \left( \frac{1}{n} \left( \frac{1}{n} \right)^{n} + \frac{1}{n} \left( \frac{1}{n} \right)^{n} \right) + \frac{1}{n} \left( \frac{1}{n} \left( \frac{1}{n} \right)^{n} + \frac{1}{n} \left( \frac{1}{n} \right)^{n} \right) + \frac{1}{n} \left( \frac{1}{n} \right)^{n} + \frac{1}{n} \left( \frac$ 

After the control of th

2. A service of the first of the service of the

- c. Within 240 days after the effective date of this Agreed Order, submit written certification demonstrating compliance with the existing or amended permit limits for EPNs N-12, N-13, N-14, and N-3, or that operation has ceased until such time that appropriate authorization is obtained.
- d. The written certification required by Ordering Provision 3.c. shall include detailed supporting documentation including receipts and/or other records to demonstrate compliance, be notarized by a State of Texas Notary Public, and include the following certification language:

"I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

The certification shall be submitted to:

Order Compliance Team
Enforcement Division, MC 149A
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

with a copy to:

Air Section, Manager Houston Regional Office Texas Commission on Environmental Quality 5425 Polk Avenue, Suite H Houston, Texas 77023-1486

- 4. The provisions of this Agreed Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Plant operations referenced in this Agreed Order.
- 5. If the Respondent fails to comply with any of the Ordering Provisions in this Agreed Order within the prescribed schedules, and that failure is caused solely by an act of God, war, strike, riot, or other catastrophe, the Respondent's failure to comply is not a violation of this Agreed Order. The Respondent shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. The Respondent shall notify the Executive Director within seven days after the Respondent becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.
- 6. The Executive Director may grant an extension of any deadline in this Agreed Order or in any plan, report, or other document submitted pursuant to this Agreed Order, upon a written and substantiated showing of good cause. All requests for extensions by the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent

en de la companya del companya de la companya de la companya del companya de la companya del companya de la companya de la companya de la companya de la companya del companya de la companya del companya de la companya de la companya de la companya de la companya del companya de la companya de la companya de la companya de la companya del companya de la companya del companya de l

en de la composition La composition de la

Rohm and Haas Texas Incorporated DOCKET NO. 2007-2041-AIR-E Page 5

receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.

- 7. This Agreed Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
- 8. This agreement may be executed in multiple counterparts, which together shall constitute a single original instrument. Any executed signature page to this Agreement may be transmitted by facsimile transmission to the other parties, which shall constitute an original signature for all purposes.
- 9. Under 30 TEX. ADMIN. CODE § 70.10(b), the effective date is the date of hand-delivery of the Order to the Respondent, or three days after the date on which the Commission mails notice of the Order to the Respondent, whichever is earlier. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties.

Rohm and Haas Texas Incorporated DOCKET NO. 2007-2041-AIR-E Page 6

## SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

8/8/2008 Date

I, the undersigned, have read and understand the attached Agreed Order. I am authorized to agree to the attached Agreed Order on behalf of the entity indicated below my signature, and I do agree to the terms and conditions specified therein. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.

I also understand that failure to comply with the Ordering Provisions, if any, in this order and/or failure to timely pay the penalty amount, may result in:

A negative impact on compliance history;

Greater scrutiny of any permit applications submitted;

Referral of this case to the Attorney General's Office for contempt, injunctive relief, additional penalties, and/or attorney fees, or to a collection agency.

Increased penalties in any future enforcement actions;

Automatic referral to the Attorney General's Office of any future enforcement actions; and

TCEQ seeking other relief as authorized by law.

In addition, any falsification of any compliance documents may result in criminal prosecution.

LARRY E. SCHMII

Name (Printed or typed) Authorized Representative of

Rohm and Haas Texas Incorporated

7/23/2008 Date PLANT MANAGE

Instructions: Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Revenues Section at the address in Section IV, Paragraph I of this Agreed Order.

# Attachment A Docket Number: 2007-2041-AIR-E

#### SUPPLEMENTAL ENVIRONMENTAL PROJECT

**Respondent:** 

Rohm and Haas Texas Incorporated

**Payable Penalty Amount:** 

Sixty-Five Thousand One Hundred Twenty Dollars (\$65,120)

**SEP Amount:** 

Thirty-Two Thousand Five Hundred Sixty Dollars (\$32,560)

Type of SEP:

Pre-approved

Third-Party Recipient:

Houston-Galveston AERCO's Clean Cities/Clean Vehicles

Program

**Location of SEP:** 

**Harris County** 

The Texas Commission on Environmental Quality ("TCEQ") agrees to offset a portion of the administrative Penalty Amount assessed in this Agreed Order for the Respondent to contribute to a Supplemental Environmental Project ("SEP"). The offset is equal to the SEP Amount set forth above and is conditioned upon completion of the project in accordance with the terms of this Attachment A.

#### 1. Project Description

#### A. Project

The Respondent will contribute to Houston-Galveston AERCO's Clean Cities/Clean Vehicles Program in Harris County. The contribution will be used in accordance with the *Supplemental Environmental Project Agreement between the Houston-Galveston AERCO and the Texas Commission on Environmental Quality*. SEP monies will be used to aid local school districts and area transit agencies in reaching local match requirements mandated by the Federal Highway Administration's ("FHWA") Congestion Mitigation/Air Quality funding program. SEP monies will be disbursed to school districts and transit agencies in need of funding assistance in the Houston-Galveston non-attainment area. Those SEP monies will be used exclusively by the school districts and transit agencies as supplements to meet the local match requirements of the EPA. SEP monies will be used to pay for the cost of replacing older diesel buses with alternative fueled or clean diesel buses. The old buses will be permanently retired and only sold for scrap. The schools and transit agencies will also use the SEP monies to retrofit more buses to reduce emissions. Houston-Galveston AERCO will send the TCEQ verification in the form of paid invoices and other documentation to show that the retrofits were completed. Retrofit technologies include particulate matter traps, diesel particulate matter filters, NOx reduction catalyst technology in combination with diesel particulate filters, and other emission control technologies that are developed and approved by EPA or the California Air Resources Board.

The Respondent certifies that there is no prior commitment to do this project and that it is being performed solely in an effort to settle this enforcement action.

# and the second of the second o

#### 

, . i.		og former fram vig stad fra skrikt stad staden. Til	
		the constraint of the second	
		making the state of the state o	
	· .	e te we i ver een een een een een een een een een e	
1 1			

entrial of the control of the contro

e grandikan di kantan di kantan kantan di kantan di kantan pendibunan kantan kemalah berandi di kemalah di kan Berandi kantan di ka

Rohm and Haas Texas Incorporated Agreed Order - Attachment A

#### B. Environmental Benefit

This SEP will provide a discernible environmental benefit by reducing particulate emissions on buses by more than 90% below today's level and reducing hydrocarbons below measurement capability.

#### C. Minimum Expenditure

The Respondent shall contribute at least the SEP Amount to the Third-Party Recipient and comply with all other provisions of this SEP.

#### 2. Performance Schedule

Within 30 days after the effective date of this Agreed Order, the Respondent must contribute the SEP Amount to the Third-Party Recipient. The Respondent shall mail the contribution, with a copy of the Agreed Order, to:

Houston-Galveston Area Council Houston-Galveston AERCO P.O. Box 22777 Houston, Texas 77227-2777

### 3. Records and Reporting

Concurrent with the payment of the SEP Amount, the Respondent shall provide the TCEQ SEP Coordinator with a copy of the check and transmittal letter indicating full payment of the SEP Amount to the Third-Party Recipient. The Respondent shall mail a copy of the check and transmittal letter to:

Enforcement Division Attention: SEP Coordinator, MC 219 Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087

#### 4. Failure to Fully Perform

If the Respondent does not perform its obligations under this SEP in any way, including full payment of the SEP Amount and submittal of the required reporting described in Section 3 above, the Executive Director may require immediate payment of all or part of the SEP Amount.

The check for any amount due shall be made out to "Texas Commission on Environmental Quality" and mailed to:

Texas Commission on Environmental Quality Financial Administration Division, Revenues Attention: Cashier, MC 214 P.O. Box 13088 Austin, Texas 78711-3088

in the second of the second of

en en la companya de la co

and the second of the second o

en en la tradición de la companya d La companya de la co

Control to the second of the second

entralista de la companya de la serva de la companya de la companya de la companya de la companya de la compan La companya de la co La companya de la co

entidade de A<del>leila</del> de la granda de la composition de la composition de la composition de la composition de la granda de la composition della composition d

Rohm and Haas Texas Incorporated Agreed Order – Attachment A

The Respondent shall also mail a copy of the check to the TCEQ SEP Coordinator at the address in Section 3 above.

#### 5. Publicity

Any public statements concerning this SEP made by or on behalf of the Respondent must include a clear statement that the project was performed as part of the settlement of an enforcement action brought by the TCEQ. Such statements include advertising, public relations, and press releases.

#### 6. Clean Texas Program

The Respondent shall not include this SEP in any application made to TCEQ under the "Clean Texas" (or any successor) program(s). Similarly, the Respondent may not seek recognition for this contribution in any other state or federal regulatory program.

### 7. Other SEPs by TCEQ or Other Agencies

The SEP identified in this Agreed Order has not been, and shall not be, included as an SEP for the Respondent under any other Agreed Order negotiated with the TCEQ or any other agency of the state or federal government.

in the second of the second of

en de la composition La composition de la La composition de la